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# ACTS AND. RESOLUTIONS

PASSED AT THE

EXTRA SESSION

OF THE

## Twenty-sixth General Assembly

OF THE

### STATE OF IOWA,

BEGUN JANUARY 19 AND ENDED JULY 2, 1897.

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PUBLISHED UNDER THE AUTHORITY OF THE STATE.

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F. R. CONAWAY, STATE PRINTER.  
1897.





# STATE GOVERNMENT, 1897.

## EXECUTIVE DEPARTMENT.

NAME.	POSITION.	COUNTY FROM WHICH ORIGINALLY CHOSEN.
Francis M. Drake...	Governor.....	Appanoose.
William H. Fleming	Private Secretary to the Governor .....	Polk.
Matt Parrott.....	Lieutenant-Governor .....	Black Hawk.
H. W. Byers.....	Speaker House of Representatives.....	Shelby. [ ]
G. L. Dobson.....	Secretary of State.....	Polk. [ ]
A. C. Smith.....	Deputy Secretary of State.....	Buena Vista.
C. G. McCarthy.....	Auditor of State.....	Story. [ ]
Ole O. Roe.....	Deputy Auditor of State.....	Story. [ ]
John Herriott.....	Treasurer of State.....	Guthrie.
Frank Herriott.....	Deputy Treasurer of State.....	Guthrie. [ ]
Henry Sabin.....	Superintendent of Public Instruction.....	Clinton.
Ira C. Kling.....	Deputy Superintend't of Public Instruction.....	Cerro Gordo.
Freeman R. Conaway	State Printer.....	Poweshiek.
Lafayette Young.....	State Binder.....	Polk.
Henry H. Wright.....	Adjutant-General and A. Q. M. G.....	Appanoose.
Mrs. Lana Hixon Cope	State Librarian.....	Marshall.
W. E. O'Brieness.....	Commissioner of Labor Statistics.....	Polk. [ ]
Luther A. Brewer.....	Inspector of (Illuminating) Oils.....	Linn. [ ]
George E. Delavan.....	Fish Commissioner.....	Emmet.
W. K. Boardman.....	Dairy Commissioner.....	Story.
Prof. L. G. Weld.....	Superintendent of Weights and Measures .....	Johnson.
George W. Perkins.....	{ Railroad Commissioners..... }	Fremont.
Charles L. Davidson.....		Sioux.
Edward A. Dawson.....		Bremer.
W. W. Ainsworth.....	Secretary to the Board.....	Polk.
E. A. Guilbert.....	President State Board of Health.....	Dubuque.
J. F. Kennedy.....	Secretary State Board of Health.....	Polk.
Fletcher Howard.....	{ Commission of Pharmacy..... }	O'Brien.
John H. Pickett.....		Mahaska.
W. L. Leland.....		Jackson.
Charles W. Phillips	Secretary of Commission of Pharmacy.....	Jackson.
Morgan G. Thomas.....	{ State Mine Inspectors .....	Mahaska.
James W. Miller.....		Polk.
James A. Campbell.....		Wapello.
George Metzger.....	Custodian of Public Buildings and Property.....	Scott.

## JUDICIAL DEPARTMENT.

## SUPREME COURT.

NAME.	POSITION.	COUNTY FROM WHICH CHOSEN.	POSTOFFICE ADDRESS.
L. G. Kinne.....	Chief Justice.....	Tama.....	Toledo.
Horace E. Deemer.....	Judge.....	Montgomery.....	Red Oak.
Gifford S. Robinson.....	Judge.....	Woodbury.....	Sioux City
Charles T. Granger.....	Judge.....	Allamakee.....	Waukon.
Josiah Given.....	Judge.....	Polk.....	Des Moines.
Scott M. Ladd.....	Judge.....	O'Brien.....	Sheldon.
Milton Remley.....	Attorney-General.....	Johnson.....	Iowa City.
C. T. Jones.....	Clerk.....	Washington.....	Des Moines.
J. E. Whelan.....	Deputy Clerk.....	Montgomery.....	Des Moines.
Benjamin I. Salinger.....	Reporter.....	Carroll.....	Manning

## SUPERIOR COURTS.

NAME.	COUNTY.	POSTOFFICE.
Thomas M. Gliberson.....	Linn.....	Cedar Rapids.
J. E. T. McGee.....	Pottawattamie.....	Council Bluffs.
Joseph C. Burke.....	Lee.....	Keokuk.

## DISTRICT COURTS.

Dist.	NAME.	POSTOFFICE.	NAME.	POSTOFFICE.
1	Henry Banks, Jr.....	Keokuk.		
2	M. A. Roberts.....	Ottumwa.....	T. M. Fee.....	Centerville.
	F. W. Eichelberger.....	Bloomfield.....	Robert Sloan.....	Keosauqua.
3	H. M. Towner.....	Corning.....	W. H. Tedford.....	Corydon.
4	G. W. Wakefield.....	Sioux City.....	F. R. Gaynor.....	Le Mars.
	John F. Oliver.....	Onawa.....	William Hutchinson.....	Orange City.
5	A. W. Wilkinson.....	Winterset.....	J. H. Applegate.....	Guthrie Center
	James D. Gamble.....	Knoxville.		
6	David Ryan.....	Newton.....	A. R. Dewey.....	Washington.
	Ben McCoy.....	Oskaloosa.		
7	W. F. Brannan.....	Muscatine.....	C. M. Waterman.....	Davenport.
	P. B. Wolfe.....	Clinton.....	A. J. House.....	Maquoketa.
8	Martin J. Wade.....	Iowa City.		
9	W. F. Conrad.....	Des Moines.....	Calvin P. Holmes.....	Des Moines.
10	William A. Spurrier.....	Des Moines.....	Thomas F. Stevenson.....	Des Moines.
	J. J. Tolerton.....	Cedar Falls.....	A. S. Blair.....	Manchester.
11	S. M. Weaver.....	Iowa Falls.....	D. R. Hindman.....	Boone.
	Benjamin F. Birdsall.....	Clarion.		
12	John C. Sherwin.....	Mason City.....	J. F. Clyde.....	Osage.
13	L. E. Fellows.....	Lansing.....	A. N. Hobson.....	West Union.
14	Lot Thomas.....	Storm Lake.....	William B. Quarton.....	Algona.
15	A. B. Thornell.....	Sidney.....	Walter I. Smith.....	Council Bluffs.
	N. W. Macy.....	Harlan.....	W. R. Green.....	Audubon.
16	S. M. Ellwood.....	Sac City.....	Z. A. Church.....	Jefferson.
17	George W. Burnham.....	Vinton.....	Obed Caswell.....	Marshalltown.
18	William G. Thompson.....	Marion.....	H. M. Remley.....	Anamosa.
19	Fred O'Donnell.....	Dubuque.....	James L. Husted.....	Dubuque.
20	James D. Smyth.....	Burlington.....	Winfield S. Withrow.....	Mt. Pleasant.

## TWENTY-SIXTH GENERAL ASSEMBLY.

(EXTRA SESSION.)

## SENATORS.

Dist.	NAME.	P. O. ADDRESS.	COUNTIES IN DISTRICT.
26	Alexander, J. S. ....	Marion .....	Linn.
5	Allyn, G. S. ....	Mt. Ayr .....	Decatur, Union, Ringgold.
2	Bell, Thomas .....	Fairfield .....	Jefferson, Van Buren.
11	Berry, W. H. ....	Indianola .....	Clarke, Warren.
14	Blanchard, L. C. ....	Oskaloosa .....	Mahaska
35	Bonson, Robert .....	Dubuque .....	Dubuque.
4	Byers, H. L. ....	Lucas .....	Lucas, Wayne.
28	Carney, J. L. ....	Marshalltown .....	Marshall.
20	Carpenter, C. A. ....	Columbus Junc. ....	Louisa, Muscatine
3	Carroll, B. F. ....	Bloomfield .....	Davis, Appanoose.
30	Cheshire, Thos. A. ....	Des Moines .....	Polk.
39	Craig, George M. ....	Allison .....	Butler, Bremer.
1	Downey, John .....	Charleston .....	Lee.
15	Druet, Samuel .....	Marysville .....	Marion, Monroe.
7	Eaton, William .....	Sidney .....	Page, Fremont.
22	Ellis, L. A. ....	Clinton .....	Clinton.
24	Ellison, F. O. ....	Anamosa .....	Cedar, Jones.
31	Ericson, C. J. A. ....	Boone .....	Boone, Story.
36	Everall, John .....	Farmersburg .....	Clayton.
47	Funk, A. B. ....	Spirit Lake .....	Clay, Dickinson, Emmet, Kossuth, Palo Alto.
48	Garst, Warren ....	Coon Rapids .....	Carroll, Greene, Sac.
41	Gilbertson, G. S. ....	Forest City .....	Mitchell, Winnebago, Worth.
29	Gorrell, J. R. ....	Newton .....	Jasper.
9	Harper, T. G. ....	Burlington .....	Des Moines
43	Harriman, W. F. ....	Hampton .....	Cerro Gordo, Hancock, Franklin.
27	Healy, Thomas D. ....	Fort Dodge .....	Calhoun, Webster.
50	Henderson, G. W. ....	Rolfe .....	Buena Vista, Humboldt, Pocahontas.
21	Hipwell, C. G. ....	Davenport .....	Scott.
46	Hobart, A. C. ....	Cherokee .....	Cherokee, Ida, Plymouth.
49	Hospers, Henry .....	Orange City .....	Lyon, Osceola, Sioux, O'Brien.
17	Hotchkiss, A. C. ....	Adel .....	Audubon, Dallas, Guthrie.
23	Hurst, A. ....	Maquoketa .....	Jackson.
8	Junkin, J. M. ....	Red Oak .....	Mills, Montgomery.
16	Kilburn, L. M. ....	Fontanelle .....	Adair, Madison.
34	Lehfeldt, R. ....	Denison .....	Crawford, Harrison, Monona.
32	Lothrop, J. S. ....	Sioux City .....	Woodbury.
6	Mitchell, W. O. ....	Corning .....	Adams, Taylor.
10	Palmer, D. J. ....	Washington .....	Henry, Washington.
45	Penrose, E. G. ....	Tama .....	Benton, Tama.
44	Perrin, W. B. ....	Nashua .....	Chickasaw, Floyd.
18	Phelps, Julian .....	Atlantic .....	Cass, Shelby.
19	Pusey, N. M. ....	Council Bluffs .....	Pottawattamie.
25	Ranck, C. S. ....	Iowa City .....	Iowa, Johnson.
12	Riggen, J. A. ....	What Cheer .....	Keokuk, Poweshiek.
37	Rowen, John E. ....	Clarion .....	Hamilton, Hardin, Wright.
38	Sargent, E. M. ....	Grundy Center .....	Black Hawk, Grundy.
40	Trewin, J. H. ....	Lansing .....	Allamakee, Fayette.
42	Upton, C. C. ....	Cresco .....	Howard, Winneshiek.
13	Waterman, H. L. ....	Ottumwa .....	Wapello.
33	Young, D. H. ....	Manchester .....	Buchanan, Delaware.

## OFFICERS OF THE SENATE.

*President.*—Matt Parrott, Waterloo, Black Hawk county.  
*Secretary.*—Geo. C. Newman, Cedar Falls, Black Hawk county.  
*First Assistant Secretary.*—C. H. Talmadge, West Union, Fayette county.  
*Second Assistant Secretary.*—S. H. Sibley, State Center, Marshall county.  
*Engrossing Clerk.*—Carrie Sherman, Vinton, Benton county.  
*Enrolling Clerk.*—Capitola Mardis, Osceola, Clarke county.  
*Journal Clerk.*—L. E. Hollowell, Atlantic, Cass county.  
*Journal Clerk.*—G. A. Nichols, Estherville, Emmet county.  
*Sergeant-at-Arms.*—J. B. Satterlee, Manchester, Delaware county.  
*File Clerk.*—J. L. Thompson, Decatur, Decatur county.  
*Bill Clerk.*—Eva Livingston, Washington, Washington county.  
*Postmistress.*—Fannie Beebe, Osage, Mitchell county.  
*Doorkeeper.*—W. H. McFarland, Sioux City, Woodbury county.

## HOUSE OF REPRESENTATIVES.

Dist.	NAME.	P. O. ADDRESS.	COUNTIES IN DISTRICT.
2	Allen, W. S. ....	Birmingham .....	Van Buren.
79	Bailey, C. F. ....	Ireton .....	Sioux.
43	Baker, Geo. T. ....	Davenport .....	Scott.
23	Bell, W. B. ....	Washington .....	Washington.
84	Bird, J. W. ....	Rockford .....	Cerro Gordo.
87	Bowen, D. H. ....	Waukon .....	Allamakee.
80	Brady, E. M. ....	Sanborn .....	Lyon, O'Brien.
48	Brant, David .....	Cedar Rapids .....	Linn.
19	Brighton, H. H. ....	Fairfield .....	Jefferson.
63	Brinton, M. H. ....	Ellsworth .....	Hamilton.
33	Byers, H. W. ....	Harlan .....	Shelby.
41	Byington, O. A. ....	Iowa City .....	Johnson.
58	Chapman, W. B. ....	Correctionville .....	Woodbury.
13	Clark, J. M. ....	Prescott .....	Adams.
51	Classen, J. B. ....	Marshalltown .....	Marshall.
12	Cook, R. E. ....	Red Oak .....	Montgomery.
82	Cornwall, W. W. ....	Spencer .....	Clay, Palo Alto.
18	Crow, W. G. ....	Eldon .....	Wapello.
30	Davis, M. J. ....	Lewis .....	Cass.
37	Doubleday, O. E. ....	Elkhart .....	Polk.
37	Dowell, C. C. ....	Des Moines .....	Polk.
60	Early, C. L. ....	Sac City .....	Sac.
34	Edwards, A. H. ....	Audubon .....	Audubon.
5	Evans, H. K. ....	Corydon .....	Wayne.
76	Finch, Parley .....	Humboldt .....	Humboldt, Pocahontas.
86	Frazee, John .....	Chickasaw .....	Chickasaw.
9	Frink, O. H. ....	Clarinda .....	Page.
64	Funk, J. H. ....	Iowa Falls .....	Hardin.
25	Garner, J. A. ....	New Sharon .....	Mahaska.
53	Good, J. L. ....	Pilot Mound .....	Boone.
67	Griswold, H. J. ....	Winthrop .....	Buchanan.
56	Grote, J. F. ....	West Side .....	Crawford.
8	Gurley, Z. H. ....	Lamoni .....	Decatur.
45	Hayes, Walter I. ....	DeWitt .....	Clinton.
91	Haugen, G. N. ....	Northwood .....	Worth, Winnebago.
66	Hauger, W. E. ....	Laporte City .....	Black Hawk.
1	Hazen, J. B. ....	West Point .....	Lee.
26	Hendershot, I. B. ....	Otley .....	Marion.
44	Hinkhouse, R. W. ....	Wilton Junction .....	Cedar.
75	Hinman, S. N. ....	Belmond .....	Hancock, Wright.
21	Hunt, William B. ....	Burlington .....	Des Moines.
16	Huntley, L. S. ....	Chariton .....	Lucas.

## HOUSE OF REPRESENTATIVES—CONTINUED.

DIST.	NAME.	P. O. ADDRESS.	COUNTIES IN DISTRICT.
50	Jackson, A. E. ....	Tama .....	Tama.
55	Jay, John T. ....	Manning .....	Carroll.
62	Johnson, Jonas P. ....	Gowrie .....	Webster.
74	Johnston, C. F. ....	Sheffield .....	Franklin.
88	Klemme, W. H. ....	Ridgeway .....	Winneshiak.
73	Ladd, W. G. ....	Clarksville .....	Butler.
46	Lambert, Thomas .....	Sabula .....	Jackson.
14	Lauder, J. W. ....	Afton .....	Union.
61	Lavender, J. F. ....	Rockwell City .....	Calhoun.
47	Loomis, A. M. ....	Wyoming .....	Jones.
89	Lowry, J. J. ....	Cresco .....	Howard.
3	McAchnan, W. H. ....	Bloomfield .....	Davis.
21	McArthur, W. C. ....	Burlington .....	Des Moines.
35	McDonald, M. ....	Bayard .....	Guthrie.
40	McDowell, J. P. ....	Foots .....	Iowa.
58	McNulty, Francis .....	Sioux City .....	Woodbury.
49	McQuin, B. M. ....	Norway .....	Benton.
78	Manahan, F. B. ....	LeMars .....	Plymouth.
43	Marti, Chris. ....	Long Grove .....	Scott.
29	Martin, W. B. ....	Greenfield .....	Adair.
83	Mayne, S. ....	Bancroft .....	Kossuth.
68	Merriam, F. F. ....	Hopkinton .....	Delaware.
77	Miller, D. C. ....	Newell .....	Buena Vista.
59	Miller, Wireman .....	Marcus .....	Cherokee.
26	Miller, J. H. ....	Palmyra .....	Warren.
65	Morrison, J. D. ....	Reinbeck .....	Grundy.
24	Morrison, John .....	Hedrick .....	Keokuk.
20	Mullin, W. ....	Winfield .....	Henry.
48	Nietert, J. H. ....	Walker .....	Linn.
69	Nolan, Thomas F. ....	Ballyclough .....	Dubuque.
11	Parker, John .....	Silver City .....	Mills.
36	Perrott, E. G. ....	Perry .....	Dallas.
4	Porter, C. R. ....	Centerville .....	Appanoose.
31	Potter, L. F. ....	Oakland .....	Pottawattamie.
1	Power, J. T. P. ....	Keokuk .....	Lee.
7	Prentiss, P. L. ....	Delphos .....	Ringgold.
31	Putnam, G. M. ....	Carson .....	Pottawattamie.
39	Ray, W. G. ....	Grinnell .....	Poweshiek.
52	Reed, J. F. ....	Nevada .....	Story.
17	Scott, D. H. ....	Albia .....	Monroe.
54	Smith, P. A. ....	Scranton .....	Greene.
85	Spaulding, E. C. ....	Marble Rock .....	Floyd.
90	St John, R. T. ....	Riceville .....	Mitchell.
70	Sullivan, T. J. ....	McGregor .....	Clayton.
15	Temple, M. L. ....	Osceola .....	Clarke.
71	Thompson, J. A. ....	Arlington .....	Fayette.
72	Tibbitts, O. O. ....	Sumner .....	Bremer.
8	Van Houten, G. H. ....	Lenox .....	Taylor.
69	Voelker, C. A. ....	Dubuque .....	Dubuque.
42	Watters, H. B. ....	Atalissa .....	Muscatine.
22	Weaver, H. O. ....	Wapello .....	Louisa.
38	Wells, N. A. ....	Newton .....	Jasper.
32	Wheeler, J. R. ....	Dunlap .....	Harrison.
81	Whelan, M. K. ....	Estherville .....	Dickinson, Emmet, Osceola.
57	Whittier, Lyman .....	Whiting .....	Monona, Ida.
10	Williams, S. ....	Percival .....	Fremont.
45	Wilson, J. L. ....	Elk River .....	Clinton.
28	Wood, A. L. ....	Winterset .....	Madison.

## OFFICERS OF THE HOUSE OF REPRESENTATIVES.

*Speaker.*—H. W. Byers, Harlan.  
*Speaker pro tem.*—C. C. Dowell, Des Moines.  
*Chief Clerk.*—James D. Rowen, Des Moines.  
*First Assistant Clerk.*—Sherman F. Myers, Anita.  
*Second Assistant Clerk.*—Ford Howell, Milton.  
*Engrossing Clerk.*—Mrs. Mollie Heist, Eldon.  
*Enrolling Clerk.*—Minnie Nebergall, Hull.  
*Assistant Postmistress.*—Lorena McQuin, Norway.  
*Sergeant-at-Arms.*—J. H. Wilson, Casey.  
*Journal Clerk.*—J. M. Bixler, Corning.  
*Assistant Journal Clerk.*—F. W. Beckman, Manilla.  
*Bill Clerk.*—Belle Metcalf, Winthrop.  
*File Clerk.*—H. F. Burns, Osceola.  
*Speaker's Clerk.*—C. R. Benedict, Shelby.  
*Doorkeeper.*—A. C. Boals, Hampton.

## COMMISSIONERS IN OTHER STATES.

*List of Commissioners for Iowa in other states, qualified to act as such this 1st day of July, 1897, whose terms of office will not expire prior to July 5, 1897, published as required in section 274 of the Code of 1873, showing their name, postoffice, date of commission, qualification and expiration of commission*

## ARIZONA.

NAME.	POSTOFFICE.	DATE OF EXPIRATION OF COMMISSION.	DATE ON AFTER WHICH QUALIFIED TO ACT.
Theodore T. Powers.	Phoenix	Nov. 29, 1897	Nov. 30, 1894

## CALIFORNIA.

James L. King	San Francisco	March 18, 1893	March 19, 1893
C. E. Slosson.	Monrovia	Sept. 19, 1898	Sept. 20, 1895

## CONNECTICUT.

Henry E. Taintor	Hartford	Jan. 15, 1900	Jan. 16, 1897
L. W. Cleveland	New Haven	Dec. 19, 1897	Dec. 20, 1894

## DISTRICT OF COLUMBIA.

John E. Mitchell	Washington	May 14, 1899	May 15, 1896
Charles S. Bundy	Washington	July 12, 1899	July 13, 1896
R. H. Evans	Washington	April 11, 1900	April 12, 1897

## ILLINOIS.

Philip A. Hoynes	Chicago	July 2, 1897	July 3, 1894
Frank P. Orandon	Chicago	Oct. 22, 1897	Oct. 23, 1894
Silas S. Willard	Chicago	Nov. 16, 1897	Nov. 17, 1894
W. E. Humphrey	Chicago	June 10, 1898	June 11, 1895
Stuart Derby	Chicago	July 26, 1898	July 27, 1895
Mark A. Foote	Chicago	Nov. 20, 1897	Nov. 21, 1894
John Dunn	Chicago	May 18, 1899	May 19, 1896

## LOUISIANA.

Meloney C. Soniat	New Orleans	June 3, 1900	June 4, 1897
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## MARYLAND.

J. K. Bartlett, Jr.	Baltimore	Sept. 27, 1898	Sept. 28, 1895
Philip H. Hoffman	Baltimore	Jan. 26, 1899	Jan. 27, 1896
G. E. Reardon	Baltimore	Sept. 15, 1899	Sept. 16, 1896

## MASSACHUSETTS.

Edward J. Jones	Boston	April 26, 1900	April 27, 1897
Charles W. Adams	Boston	Jan. 20, 1898	Jan. 21, 1895
Samuel Jennison	Boston	July 7, 1900	July 8, 1897
Arthur R. Torrey	Boston	July 25, 1900	July 26, 1897

## MINNESOTA.

A. F. Sweetser	Minneapolis	Nov. 15, 1898	Nov. 16, 1895
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## MISSOURI.

C. D. Greene, Jr.	St. Louis	May 12, 1898	May 13, 1895
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## COMMISSIONERS IN OTHER STATES.

## NEW YORK.

NAME.	POSTOFFICE.	DATE OF EXPIRATION OF COMMISSION.	DATE ON AFTER WHICH QUALIFIED TO ACT.
T. W. Folsom.....	New York City..	Dec. 23, 1897	Dec. 24, 1894
Leo Schwab.....	New York City..	Jan. 14, 1898	Jan. 15, 1895
W. H. Humphrey.....	Brooklyn .....	Feb. 8, 1898	Feb. 9, 1895
Ella F. Braman.....	New York City..	March 4, 1898	March 5, 1895
Charles T. Lunt.....	New York City..	April 1, 1898	April 2, 1895
Bernard Fowler.....	Brooklyn.....	April 3, 1898	April 4, 1895
Edwin F. Corey.....	New York City..	April 3, 1898	April 4, 1895
William H. Clarkson.....	New York City..	April 25, 1898	April 26, 1895
Joseph B. Braman.....	New York City..	May 17, 1898	May 18, 1895
William Johnson.....	Buffalo.....	Jan. 19, 1899	Jan. 20, 1896
Vincent Rosemon.....	New York City..	July 9, 1899	July 10, 1896
Eleazer Jackson.....	New York City..	Jan. 29, 1900	Jan. 30, 1897
Henry Ballentyne.....	New York City..	August 12, 1900	August 13, 1897
William Johnson.....	Buffalo.....	Jan. 19, 1899	Jan. 20, 1896
George H. Corey.....	New York City..	Dec. 16, 1899	Dec. 17, 1896
Alfred Mackay.....	New York City..	July 13, 1900	July 14, 1897

## OHIO.

Joseph T. Harrison.....	Cincinnati.....	Jan. 3, 1898	Jan. 4, 1895
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## PENNSYLVANIA.

William F. Robb.....	Pittsburg.....	Oct. 15, 1897	Oct. 16, 1894
William Wagner, Jr.....	Philadelphia....	Dec. 14, 1897	Dec. 15, 1894
Kinley J. Tener.....	Philadelphia....	June 23, 1898	June 24, 1895
William Jenks Fell.....	Philadelphia....	June 26, 1898	June 27, 1895
Charles W. Sparhawk.....	Philadelphia....	July 10, 1898	July 11, 1895
Thomas J. Hunt.....	Philadelphia....	May 11, 1899	May 12, 1896
Albert L. Wilson.....	Philadelphia....	Oct. 13, 1899	Oct. 14, 1896
George W. Hunt.....	Philadelphia....	Nov. 20, 1899	Nov. 21, 1896
Edward H. Cloud.....	Philadelphia....	Jan. 3, 1900	Jan. 4, 1897
Samuel L. Taylor.....	Philadelphia....	Sept. 1, 1900	Sept. 2, 1897

## SOUTH CAROLINA.

William M. Fitch.....	Charleston.....	Nov. 2, 1899	Nov. 3, 1896
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## VERMONT.

George R. Bottum.....	Rutland.....	March 8, 1898	March 9, 1895
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**L A W S**  
OF THE  
**TWENTY-SIXTH GENERAL ASSEMBLY**  
OF THE  
**STATE OF IOWA.**

PASSED AT THE EXTRA SESSION THEREOF, AT DES MOINES, THE  
CAPITAL OF THE STATE, BEGUN ON THE NINETEENTH DAY  
OF JANUARY, AND ENDED ON THE SECOND DAY  
OF JULY A. D. 1897, IN THE FIFTY-FIRST  
YEAR OF THE STATE.

**GENERAL LAWS.**

**CHAPTER 1.**

AN ACT to amend sections 289 and 290 of the Code of 1873 as S. F. 86.  
amended by chapter 76 of the acts of the Twenty-sixth General  
Assembly of the State of Iowa relating to the bonding of county  
indebtedness.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That section 289 of the Code of 1873, as  
amended by chapter 76 of the laws of the Twenty-sixth  
General Assembly, be and the same is hereby amended as  
follows:

Strike out of the second line of said section 289 the words "the first day of March, 1896," and insert in lieu thereof the words "first day of April, 1897." Sec. 289 amended.

SEC. 2. Strike out of said section 290 as amended by chapter 76 of the laws of the Twenty-sixth General Assembly of Iowa the words, "on the first day of March, 1896," and insert in lieu thereof the words, "on the first day of April, 1897." Sec. 290 amended.

SEC. 3. All acts and parts of acts inconsistent with this act are hereby repealed. Repealing clause.

SEC. 4. This act being deemed of immediate importance shall take effect and be in force from and after publication in the Iowa State Register and the Des Moines Leader. Take effect.

Approved March 17, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader March 19, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 2.

- S. F. 116. AN ACT to amend section 42 of chapter 10 of title 4 of the acts of the special session of the Twenty-sixth General Assembly—the same being “a bill for an act to revise amend and codify the statutes in relation to county and township government.”

*Be it enacted by the General Assembly of the State of Iowa:*

Code 1897.  
Title 4, Ch. 10,  
Sec. 42.  
Amended.

SECTION 1. That section 42 of chapter 10 of title 4 of the acts of the special session of the Twenty-sixth General Assembly, being a bill for an act to revise, amend and codify the statutes in relation to county and township government, is hereby amended by striking therefrom the word “June” and inserting in lieu thereof the word “January.”

Approved July 6, 1897.

## CHAPTER 3.

- S. F. 115. AN ACT to amend section 5 of chapter 7 of the acts of the Twenty-sixth General Assembly.

*Be it enacted by the General Assembly of the State of Iowa:*

Ch. 7, Sec. 5,  
26th G. A.  
Amended.

SECTION 1. That section 5 of chapter 7 of the acts of the Twenty-sixth General Assembly of Iowa, be and the same is hereby amended by adding thereto at the end thereof the following:

“And except that in cities having no daily newspapers published therein, the notice of filing of plat and of time for filing objections to proposed assessments may be given by two publications in each of two weekly newspapers published in the city if there be that number, otherwise in one such weekly newspaper and by hand bills posted in conspicuous places along the line of such street, improvement or sewer.”

Take effect.

SEC. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved July 6, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader July 9, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 4.

- S. F. 114. AN ACT to amend sub-section 1, of section 9, of chapter 2, of title 5, of the Code of laws passed at the extra session of the Twenty-sixth General Assembly, being an act to revise, amend and codify the statutes in relation to city and town government.

*Be it enacted by the General Assembly of the State of Iowa:*

Code 1897.  
Title 5, Ch. 2,  
Sec. 9.

SECTION 1. That sub-section 1, of section 9, of chapter 2, of title 5, of the Code of laws passed at the extra

session of the Twenty-sixth General Assembly be amended <sup>Amended.</sup> by striking out the words "odd numbered years," and inserting in lieu thereof the words "the year other than that in which the mayor and other city officers were elected."

Approved July 6, 1897.

## CHAPTER 5.

AN ACT to apply to cities of the first class the provisions of chapter <sup>S. F. 93.</sup> 78, laws of the Twenty-first General Assembly, as amended by chapter 17, laws of the Twenty-second General Assembly, chapter 15, laws of the Twenty-fourth General Assembly, chapter 3, laws of the Twenty-fifth General Assembly, and chapter 3, laws of the Twenty-sixth General Assembly, regular session, relating to indebtedness of cities and towns.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That all the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17, laws of the Twenty-second General Assembly, <sup>Oh. 78, 1886.</sup> chapter 15, laws of the Twenty-fourth General Assembly, <sup>" 17, 1888.</sup> chapter 3, laws of the Twenty-fifth General Assembly, and <sup>" 15, 1892.</sup> chapter 3, laws of the Twenty-sixth General Assembly, <sup>" 3, 1894.</sup> regular session, and all powers therein conferred, shall <sup>" 3, 1896.</sup> apply to any indebtedness of cities of the first class, evidenced by the bonds and floating warrants thereof, that may be outstanding at the time of the passage of this act; provided, however, that this act shall not apply to any bonds, indebtedness or taxes that have been adjudicated to be invalid or that are now in litigation. <sup>Applied to existing indebtedness.</sup>

SEC. 2. This act being deemed of immediate impor- <sup>Take effect.</sup> tance shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 22, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, April 23, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 6.

AN ACT to authorize cities of the second class to issue bonds for ex- <sup>S. F. 92.</sup> tending the time of payment of its indebtedness.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That for the purpose of extending the time <sup>May issue bonds.</sup> of payment of its indebtedness, any city of the second class may issue bonds, payable at such place as may be fixed by the city council, and bearing interest evidenced by coupons at the rate of not exceeding six per centum <sup>Maximum interest.</sup> per annum, payable semi-annually.

Such bonds shall be in denominations of not less than

**Denomination** one hundred dollars nor more than one thousand dollars each, and shall be payable at such place as the city council shall by ordinance determine. The bonds herein authorized shall be payable in serials; the first installment thereof in five years after date, and the last installment in not exceeding twenty years from date, and the amount of each installment shall be fixed by the city council, or such bonds may be made payable at any time not exceeding twenty years from their date, as may be determined by the city council, and the city council may reserve an option of prior payment after such period as may be fixed by it, provided such option shall be expressed on the face of each bond.

**Serial.**

**How sold.** SEC. 2. The bonds herein authorized to be issued shall be sold by the city treasurer, and the proceeds thereof applied to paying and discharging the warrant or bonded indebtedness for the payment of which the same were issued. Bonds issued to extend the time of payment of a warrant indebtedness shall be known as funding bonds, and bonds issued to extend the time of payment of a bonded indebtedness shall be known as refunding bonds.

**Take effect.** SEC. 3. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved April 22, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader April 23, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 7.

**S. F. 82.** AN ACT to exonerate from penalties under the prohibition law in cities acting under special charters and to make valid acts of city councils and boards of supervisors.

*Be it enacted by the General Assembly of the State of Iowa:*

**Acts of city council and board of supervisors, etc., made valid.**

SECTION 1. That all proceedings had by the inhabitants of cities under special charter and their corporate acts and the acts of supervisors of the counties in which such cities are situated, for the purpose of putting into effect chapter 62 of the laws of the Twenty-fifth General Assembly of the state of Iowa, and all statements of consent and bonds given and payments of taxes, liens declared and all other acts done in said cities in attempted compliance with the provisions of said chapter 62, which would have been authorized if said act had applied to such cities, are hereby made valid, the same as though said act had applied to cities acting under special charters, and all persons in said cities who have paid in whole or in part the taxes prescribed by said act and by said cities

thereunder, are hereby protected from prosecution and all other liabilities, the same as though said act had applied to said cities; and all acts heretofore made valid and herein made valid shall remain in full force and effect the same as though authorized by said act, and all future payment of taxes in said cities under that act shall be made as though the said act had originally applied to said cities. Exonerated from penalties.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa. Take effect.

Approved February 27, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader March 2, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 8.

AN ACT to amend subdivision 2 of section 796 of the Code as amended and re-enacted by chapter 43 of the acts of the Twenty-second General Assembly; and to amend section 1381 of the Code as amended by chapter 149 of the acts of the Sixteenth General Assembly, chapter 166 of the acts of the Seventeenth General Assembly, and chapter 10 of the acts of the Twenty-first General Assembly, relating to the poor. S. F. 92.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That subdivision 2 of section 796 of the Code as amended and re-enacted by chapter 43 of the acts of the Twenty-second General Assembly be amended by striking out the words "including support of the poor" in lines 1 and 2 thereof. Amends subdivision 2, Sec. 796, Code and Ch. 43, 1888.

SEC. 2. That section 1381 of the Code as amended by chapter 149 of the acts of the Sixteenth General Assembly, chapter 166 of the acts of the Seventeenth General Assembly and chapter 10 of the acts of the Twenty-first General Assembly be amended by striking out the word "poor house" where it first occurs therein and inserting the word "poor." Sec. 1381 of Code amended. Chs. 149, 1876; 166, 1878; 10 1883.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa. Take effect.

Approved May 4, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 6, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 9.

- H. F. 117. AN ACT to amend section 70 of chapter 6, title 12 of the Code of laws passed at the extra session of the Twenty-sixth General Assembly entitled "Of Intoxicating Liquors," being an act to revise, amend and codify the laws in relation to intoxicating liquors.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That section 70, of chapter 6, of title 12, of the Code of laws passed at the extra session of the Twenty-sixth General Assembly, entitled "of intoxicating liquors," be and is hereby amended by striking out the word "second" in the first line of said section and inserting in lieu thereof the word "third."

Sec. 70, Ch. 6,  
Title 12, Code  
1897.  
Amended.

Approved July 6, 1897.

## CHAPTER 10.

- S. F. 84. AN ACT to amend section 3756 of the Code of 1873 as amended by chapter 118 and chapter 125, acts of the 21st General Assembly, relative to collection of fees by the secretary of state.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That section 3756 of the Code of 1873 as amended by chapter 118 and chapter 125 of the acts of the 21st General Assembly, is hereby amended as follows: In the 7th and 8th lines thereof strike out the words "one dollar and twenty-five cents" and insert in lieu thereof the words "five dollars."

Sec. 3756,  
Code 1873.  
Amended.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Take effect.

Approved March 17, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader March 26, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 11.

- H. F. 115. AN ACT to abolish the Iowa Soldiers and Sailors Monument commission and transfer their duties to the Executive council.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. The commission known as the "Iowa Soldiers and Sailors' Monument commission" is hereby abolished.

Commission  
abolished.

SEC. 2. The members of said commission are hereby ordered to forthwith turn over to the Executive council all of the books, papers, plates, photographs, plans, specifications, contracts, and all other property of the state of Iowa in their possession or under their control.

Superseded  
by executive  
council.

SEC. 3. The Executive council is hereby authorized to take charge of the matters named in section 2, and said council is hereby authorized to audit and pay any monies due on completed contracts heretofore made, for material furnished or work done on the monument, so far as the present appropriation will pay the same. Council to settle for completed contracts.

SEC. 4. All acts and parts of acts in conflict with this act are hereby repealed. Repealing.

SEC. 5. This act, being deemed of immediate importance, shall take effect from and after its publication in the Daily Iowa State Register and the Daily Des Moines Leader, newspapers published at Des Moines, Iowa. Take effect.

Approved May 10, 1897.

I hereby certify that the foregoing act was published in the Daily Iowa State Register and Daily Des Moines Leader May 11, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 12.

AN ACT authorizing the executive council to purchase or condemn a site on which to erect a memorial, historical, and art building, to procure plans and specifications therefor, and take other preliminary steps toward its construction, and making an appropriation therefor, and to repeal Chapter 115, Laws of the Twenty-sixth General Assembly, Regular Session. S. F. 89.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the executive council is hereby authorized and empowered to purchase or procure by condemnation, in the name of the state, real property adjacent to the Capitol building and grounds in Des Moines, Iowa, on which to erect a memorial, historical, and art building. Council authorized to purchase site adjacent to capitol building.

SEC. 2. The executive council shall, after procuring such site for such building, procure suitable plans, detailed drawings, and specifications for the construction of a fire-proof building on such site, and let the contract for the erection of such building, or such portion thereof as can be completed in the year 1898 with the appropriation hereby made, to the lowest responsible bidder, said building to be used for the accommodation and preservation of the historical and art collections, library, and museum of the historical department now owned by the state, and for the accommodation and preservation of such other libraries and collections as may be placed in the custody and control of said historical department. In the adoption of any plan for such building, the executive council shall take into consideration the future needs of the state, and shall adopt a plan which will readily admit of such enlargements as may be required in the future. To procure plans for building, etc., and to let contract when completed.

SEC. 3. There is hereby appropriated out of any moneys in the treasury, not otherwise appropriated, the \$25,000 appropriated.

sum of Twenty-five thousand dollars (\$25,000) to carry out the provisions of this act; not more than \$5,000 of which shall be drawn from the state treasury during the year 1897, and the remaining \$20,000 so appropriated may be drawn from the treasury during the year 1898.

Ch. 115, 1896,  
repealed.

SEC. 4. That Chapter one hundred and fifteen, laws of the Twenty-sixth General Assembly, regular session, be and the same is hereby repealed.

Approved March 30, 1897.

## CHAPTER 13.

AN ACT to make appropriations for the payment of the compensation of members of the Twenty-sixth General Assembly at extra session, of state expenses and other bills.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the auditor of state is hereby authorized and directed to issue warrants upon the treasurer for the payment of the members of the extra session of the Twenty-sixth General Assembly upon the certificates of the presiding officers of each house, as now provided by law, whenever the said General Assembly shall adjourn to meet at a future day; and that the warrants thus received shall be in full payment for all services of the members of the General Assembly at such extra session, and no compensation or mileage shall be allowed to the members of the General Assembly for assembling again at the date to which the said extra session shall adjourn.

\$1,344 for Lieutenant Governor.

SEC. 2. To Matt Parrott, lieutenant-governor, as president of the senate the sum of thirteen hundred and forty-four dollars (\$1,344).

\$672 for Speaker.

SEC. 3. To H. W. Byers, speaker of the house, the sum of six hundred and seventy-two dollars (\$672) which shall be in addition to his salary as member of the house.

\$1,500 for extra clerical help.

SEC. 4. To the secretary of state for clerical help in addition to the amount appropriated at the regular session for the biennial period the sum of fifteen hundred dollars (\$1,500) or so much thereof as may be necessary.

Joint Committee.

SEC. 5. To defray the expenses of the joint committee to investigate the several state institutions, as provided in senate joint resolution No. 3, warrants to be issued therefor as provided in said joint resolution.

\$92.34 for finance committee.

SEC. 6. For expenses incurred by finance committee appointed by executive council to examine into expenditures of the state agricultural society for the year 1896, the sum of ninety-two and thirty-four hundredths dollars (\$92.34).

\$10 for mail carrier.

SEC. 7. To H. W. Ogilbee, temporary mail carrier, extra session, two days, ten dollars (\$10).

SEC. 8. To L. Harbach, twenty storm sash for house,



rehanging shade and new shade brackets, three hundred and thirty dollars (\$330). \$330 for storm sash.

SEC. 9. To Carter & Hussey for one copy of McClain's Code and supplement for Walter I. Hayes, eleven and seventy-eight hundredths dollars (\$11.78). \$11.78 for code.

SEC. 10. To Lafayette Young for three hundred and fifty senate and house journal files, one hundred and five dollars (\$105), and five hundred senate and house bill files, three hundred dollars (\$300). \$405 for journal files.

SEC. 11. For witness fees witnesses in the Lambert investigating committee under house resolution of February 8th, the sum of ten and eighty-nine one-hundredths dollars (\$10.89); warrants to be drawn by the state auditor in favor of witnesses named in certificate of chairman of committee. \$10.89 Lambert investigating committee.

SEC. 12. For witness fees for witnesses in the Funk investigating committee under house resolution of February 8th, the sum of forty-three and eighty-nine one hundredths dollars (\$43.89), warrants to be drawn by the state auditor in favor of witnesses named in certificates of chairman of committee. \$43.89 Funk investigating committee.

SEC. 13. For witness fees for witnesses examined by the house printing committee, the sum of thirty and five one-hundredths dollars (\$30.05), warrants to be drawn by the state auditor in favor of witnesses named in certificate of chairman of committee. \$30.05 House printing committee.

SEC. 14. To amount to reimburse Dr. J. G. I. Gibson for money expended in services and expenses, in excess of the annual appropriation, as state veterinarian in 1896, the sum of five hundred six and forty-eight one-hundredths dollars (\$506.48). \$506.48 for state veterinarian.

SEC. 15. To C. L. Dahlberg and Company for services as stenographer for House printing committee, the sum of one hundred and eighty-seven and twenty-five one-hundredths dollars (\$187.25). \$187.25 for stenographer.

SEC. 16. To Fannie Beebe, as temporary postmistress three days at extra session, the sum of twelve dollars (\$12). \$12 for postmistress.

SEC. 17. To the Secretary of the Senate and Chief Clerk of the House, for making up and writing the Journals of the respective houses the sum of two hundred and fifty dollars (\$250) each, to be paid upon the certificate of the secretary of state that the written, certified, original journals have been filed in his office. \$500 for House and Senate journals.

SEC. 18. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa. Take effect.

Approved May 8, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 11, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 14.

- H. F. 89. AN ACT to amend sections 17, 18 and 24 of chapter 62 of the acts of the Twenty-fifth General Assembly, and to make the same applicable to cities organized and operating under special charters.

*Be it enacted by the General Assembly of the State of Iowa:*

Sec 17, Ch. 62, 1894, amended. SECTION 1. That section 17, chapter 62, of the acts of the Twenty-fifth General Assembly be and the same is hereby amended by inserting after the word "city" in the first line thereof the words "including cities organized and operating under special charters."

Sec. 18, same. SEC. 2. Amend section 18 of the same chapter by inserting after the word "town" in the first line thereof the words "or cities organized and operating under special charters."

Sec. 24, same. SEC. 3. Amend section 24 of the same chapter by inserting after the word "towns" in the third line thereof the words "and cities organized and operating under special charters."

Take effect. SEC. 4. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Des Moines Leader and the Iowa State Register, newspapers published in Des Moines, Iowa.

Approved February 17th, 1897.

I hereby certify that the foregoing act was published in the Des Moines Leader and Iowa State Register, February 18, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 15.

- H. F. 118. AN ACT to make an appropriation to pay for indexing and supervising the printing of the house and senate journals.

*Be it enacted by the General Assembly of the State of Iowa:*

\$400 appropriated. SECTION 1. That the sum of four hundred dollars is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, for indexing and superintending the printing of the house and senate journals, of which sum two hundred dollars shall be paid to James D. Rowen, chief clerk of the house, and two hundred dollars to Geo. A. Newman, secretary of the senate. The auditor of the state is hereby authorized to draw warrants for the same on the certificate of the secretary of state that the work has been performed.

Approved July 6, 1897.

## CHAPTER 16.

AN ACT to provide for the payment of the four paper folders and H. F. 88.  
file clerk of the 26th General Assembly for three days' labor per-  
formed after the adjournment of the regular session of the 26th  
General Assembly.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. There is hereby appropriated out of any <sup>\$42 appropri-</sup>  
money in the state treasury not otherwise appropriated, <sup>ated.</sup>  
the sum of forty-two dollars (\$42) to be drawn as follows:  
Kate Du Haan, \$7.50; Ella F. Johnson, \$7.50; Mrs. Bab-  
cock, \$7.50; Mrs. Julia A. Doan, \$7.50; H. F. Burns, \$12.

SEC. 2. This act being deemed of immediate impor- <sup>Take effect.</sup>  
tance, shall take effect and be in force, from and after its  
publication in the Iowa State Register, and the Des  
Moines Leader, newspapers published in Des Moines, Iowa.  
Approved May 1, 1897.

I hereby certify that the foregoing act was published in the Iowa  
State Register and Des Moines Leader, May 4, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 17.

AN ACT making a special appropriation for the Institution for H. F. 1.  
Feeble Minded at Glenwood, Iowa.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That there is hereby appropriated out of  
any money in the state treasury not otherwise appropri-  
ated, for the purpose of completing and furnishing the  
administrative building of the Institution for Feeble  
Minded at Glenwood, Iowa, recently destroyed by fire,  
the following sums for the following purposes, to wit:

For money advanced by the executive council.....	\$40,000	<sup>\$112,900</sup>
For completing the administrative building.....	54,900	<sup>appropriated.</sup>
Furnishing the same.....	10,500	
Dynamo and electric wiring.....	3,000	
185 horse power engine and connections .....	2,500	
Hose and hydrants .....	1,000	
Renewing water mains .....	1,000	

SEC. 2. The money herein appropriated shall be avail- <sup>How drawn.</sup>  
able for use as follows: \$17,900 immediately upon the  
taking effect of this act, and \$55,000 June 1st, 1897, to be  
drawn upon the order of the trustees of said institution at  
such times and in such amounts as herein provided.

SEC. 3. The trustees of said institution shall advertise <sup>Letting of</sup>  
for bids for rebuilding of the north and east extensions of <sup>contract.</sup>  
said building and let the contract to the lowest responsible  
bidder.

SEC. 4. This act being deemed of immediate impor- <sup>Take effect.</sup>  
tance shall take effect and be in force from and after its

publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 10, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, March 11, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 18.

- S. F. 88. AN ACT to provide for the payment of the mileage of the committee appointed to visit the Institution for Feeble Minded at Glenwood.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That there be and hereby is appropriated out of any money in the state treasury not otherwise appropriated the sum of sixty-three dollars (\$63) for mileage of the joint committee appointed to visit the Institution for Feeble Minded at Glenwood, as follows:

B. F. Carroll .....	\$21
A. L. Wood .....	\$21
G. F. Baker .....	\$21

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after the date of its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 29, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, March 30, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 19.

- S. F. 87. AN ACT to repeal chapter 63 of the laws of the Twenty-third General Assembly, and enact a substitute therefor and providing for the appropriation of money to aid in procuring a library for the penitentiary at Anamosa.

Preamble. WHEREAS, There was appropriated by chapter 63 of the acts of the Twenty-third General Assembly the sum of \$1,000.00 to be used to help discharged convicts to an honest life, the same to be drawn from the treasury on the order of the Iowa Prisoners' Aid Association, approved by Executive Council, and

WHEREAS, The said Iowa Prisoners' Aid Association has ceased to exist, and a portion of said money has not been drawn from the treasury or used by said association, and

WHEREAS, The library of the State Penitentiary at Anamosa has recently been destroyed by fire together with the building in which the same was kept, and

WHEREAS, Such a library is necessary for the instruction of the inmates and the good order and discipline of said penitentiary, and there being no provision made by law for the speedy substitution of such library; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That chapter 63 of the acts of the Twenty-third General Assembly of the State of Iowa is hereby repealed and the following enacted in lieu thereof: Ch. 63, 1890, repealed.

SEC. 2. That the remainder of the money so appropriated for said Prisoners' Aid Association, and which has not been drawn from the state, to-wit: the sum of \$704.65, be and the same is hereby appropriated to aid in procuring a library for the State Penitentiary at Anamosa to replace the one recently destroyed by fire. The Governor shall appoint a committee of three suitable persons to select the books for said library, who shall serve without compensation. Money appropriated to procure library.

SEC. 3. The money thus appropriated shall be drawn on the requisition of the warden of said penitentiary at such time and in such sums as he shall deem necessary. How drawn.

SEC. 4. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and the Des Moines Leader. Take effect.

Approved May 5, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, May 7, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 20.

AN ACT to provide for the annotation, indexing, publication, distribution, and sale of the code, and statutes hereafter enacted, and the appointment of a supervising committee and the election of an editor, and prescribing their duties.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. Former revisions and codes shall be cited and designated as follows: Code of 1851, revision of 1860, code of 1878, and the revision and codification passed and adopted at the extra session of the Twenty-sixth General Assembly, "the code." Revisions and codes—how designated.

SEC. 2. The Twenty-sixth General Assembly shall, on or before the third legislative day after the passage of this act and before the day of the adjournment of the extra session thereof, convene in joint session and select by viva voce vote in a non-partisan manner, upon a roll call of the members, an editor of the code, who shall perform the duties hereinafter defined. A joint committee, consisting of two members of the senate and three of the house, shall be elected by the senate and the house, Selection of editor. Election of supervising committee.

respectively, to have general supervision of the work of annotation, indexing and publication of the code, and the members thereof shall be allowed actual expenses for attending its meetings, which shall be at the capital, and such committee shall be known and designated as the code supervising committee.

**Binding of enrolled bills.** SEC. 3. The secretary of state shall, as soon as possible, cause all the enrolled bills comprising the code to be bound by the state binder in such volumes as shall be most convenient, which shall be delivered only to the chairman of the code supervising committee, who shall be responsible therefor and keep the same safe from fire or loss or damage by other cause, and shall return the same upon completion of his work, free from interlineation, memoranda, erasure, or alteration whatever, except as herein provided.

**Annotation.** SEC. 4. The code supervising committee shall cause the code to be annotated and require the persons employed for that purpose, as hereinafter provided, to classify and cite immediately under each section, giving the names of parties, book and page, all of the decisions of the supreme court of Iowa which may aid in understanding or explaining the same, stating briefly the pertinent points decided, also the decisions of the supreme court of the United States, of the United States circuit court of appeals, and, as far as practicable, of the United States circuit and district courts, construing statutes of Iowa.

**Three attorneys shall be employed to annotate.** SEC. 5. For the purpose of accomplishing such annotation so that the work shall be done in time to be published as a part of said code, the code supervising committee shall employ three competent attorneys to annotate said code, the committee designating the titles and parts of the code for the different annotators to be employed upon, so as to keep the printers constantly supplied with copy and accomplish dispatch in the prosecution of the work; the committee to have the authority to employ additional annotators or editorial assistants, stenographers and clerks necessary to complete the work by the time required and to direct generally the prosecution of the work, in all not to cost to exceed seven thousand five hundred dollars for such annotation.

**Power to employ additional annotators conferred**

**Compensation** SEC. 6. The compensation of such persons so employed to make and provide such annotation shall be not to exceed one thousand two hundred and fifty dollars each, and actual railway expenses of meeting and conferring together and with the code supervising committee. It shall be the duty of such persons so employed to annotate, to proceed immediately to the discharge of their respective duties, to the end that the same be completed on or before the first day of October, 1897. For any failure to properly prosecute their work with diligence the code

supervising committee may discharge such attorney or attorneys and employ others in their stead, and for like reason may discharge any successor. The said annotators shall be compensated only for the time actually employed not to exceed ten dollars per day for each calendar day, and their accounts for such services to be sworn to and then audited and allowed by the code supervising committee and approved by the executive council. Such persons so employed to annotate shall furnish their manuscript typewritten.

SEC. 7. The Code Supervising Committee shall supervise in all things the entire work of editing and annotating the code, and in case of neglect or inability to act on the part of such editor, said committee may discharge him and employ another editor in his stead and for like reasons may discharge any successor. Code committee shall supervise.

SEC. 8. The editor shall arrange and number consecutively and in a convenient and suitable manner, sections, subdivisions, titles, and parts of the code, and the chapters of each title shall be numbered separately, and he shall cause to be printed in parentheses at the end of each section the numbers of corresponding sections of the code of 1873, the revision of 1860, and the code of 1851, in the order named, and references to session laws so far as practicable. Arrangement and numeration of sections, etc.

SEC. 9. He shall prepare suitable catch words to be printed at the beginning of each section in black faced type; he shall read the proofs; correct all manifest grammatical and clerical errors in the code; and attend to its proper punctuation, but shall not change the meaning thereby; and shall note all such corrections, or changes in punctuation, on the enrolled bills in red ink. He shall sign any corrections, except in punctuation, made by him, with his name, and any unauthorized correction or change made on the enrolled bills by the editor, or any change made by any other person than the editor, shall be deemed a forgery and punished accordingly. Catch words, errors and punctuation.

SEC. 10. He shall prepare for publication with the code the rules of the Supreme Court with annotations. Rules of supreme court.

SEC. 11. He shall also prepare for publication and publish with the code a prefix thereto which shall contain the Declaration of Independence, the Constitution of the United States, the statutes of the United States relating to citizenship and naturalization, and those relating to the authentication of statutes, records, and the like, the ordinance of 1787 and the articles of compact, the organic law of Michigan, of Wisconsin, and of Iowa, and amendments thereto, the act for the admission of Iowa into the Union, the Constitution of the State of Iowa annotated as hereinbefore provided for by the code, and this act, and an analysis of the contents and table of abbreviations. He shall Prefix to the code; copyright; index.

also copyright the code of 1897, its indexing, numbering of titles, chapters and sections, annotations, and its entire arrangement and publication, and assign such copyright to the State of Iowa. The editor shall also prepare a suitable, exhaustive, and plain index to said code with cross references in the usual manner of indexing statutes and codes of laws, accomplishing as near as practicable with extraordinary care and diligence a perfect index.

Printing and  
binding.

SEC. 12. The Code Supervising Committee shall cause said code to be well made of first class materials, printed and bound in full law sheep in one volume, to be hand sewed and in accordance with the best workmanship and methods of publishing law books. The main body of the code, the prefix, index and appendices shall be printed in new, clear cut, plain long primer type, and the annotations in brevier of same quality, double columns, all set solid, on paper of the size as near as may be to the supplement to the revised statutes of the United States, the leaves to be seven and one-half inches in width by ten and three-quarters in length, the printed matter to be five inches by eight and one-half inches. The State Binder shall furnish all the material and do all the work of binding these codes in the manner herein provided for the sum and price not to exceed one dollar a volume. The State Printer shall furnish the type and set the same and do all the work of printing the codes in the manner herein provided for the sum and price not to exceed thirty-eight cents a copy or volume; the state to furnish the paper for such codes, and the electrotypes and the work of electrotyping the same. The State Printer shall deliver the type in page forms to the person employed by the Code Supervising Committee to electrotype the same. The Code Supervising Committee shall procure the pages of the code to be electrotyped; the state to furnish the metal and own the electrotypes which shall be in the custody of the Secretary of State and be carefully preserved by him; the bills for electrotyping to be verified and audited and allowed by the Code Supervising Committee and approved by the Executive Council. If the printed pages of the code exceed in number two thousand pages the State Printer shall receive pro rata compensation for such excess. The work must be done to the satisfaction and approval of said Code Supervising Committee and to commence as soon as matter or copy is furnished and continue as rapidly as practicable so that the code of 1897 shall be ready for distribution on or before the first day of October, 1897.

Publication.

SEC. 13. The editor shall begin to deliver manuscript of the code and annotations to the printer within thirty days from the time of receiving the enrolled bills from the chairman of the supervising committee and the work of publication, printing and binding the code shall be done



as speedily as is consistent with good work, and the whole shall be completed and ready for distribution and on sale on or before October 1, 1897.

SEC. 14. The State Binder shall deliver one thousand copies to the Secretary of State within ten days after receiving the last printed matter, and at the rate of two thousand, five hundred per week thereafter until all are completed. State binder to deliver to Secretary of State.

SEC. 15. The editor of the code shall be provided with a stenographer or clerk whose compensation shall be, not to exceed the sum of fifty dollars per month or the aggregate sum of two hundred and fifty dollars. Comp'n'sation of stenographer.

SEC. 16. As soon as five hundred copies of the code are printed and bound to the satisfaction of the editor and Code Supervising Committee, the same shall be deposited with the Secretary of State, and so on until all are completed, and the Secretary of State shall be the custodian thereof, and shall distribute the same as follows: To the Governor, all Judges of the Supreme Court and Judges of the United States Circuit and District Courts in Iowa, two copies each; state officers, district and superior courts, members of the Twenty-sixth and succeeding General Assemblies, the Secretary of the Senate, Clerk of the House, state territorial libraries in the United States, county officers, mayor of each city or town, justices of the peace, township clerks, public libraries of the state, each one copy; to the State Library twenty copies, State University ten copies; to the Agricultural College and the State Normal School, each two copies; and to each of the other public institutions of the state, one copy; and said code shall be sold to the public generally at the uniform price of not more than five dollars, the price to be fixed by the executive council and the proceeds of said sale shall be accounted for to the Secretary of State and paid into the state treasury. Distribution.

SEC. 17. For the convenience of distribution the Secretary of State shall deliver to the auditor of each county the requisite number therefor, to be distributed as herein provided, who shall in turn deliver the same to the persons entitled thereto, and take their receipts for the same, and keep a memorandum thereof on file in his office. Distribution by county auditors.

SEC. 18. The Secretary of State may also deliver to each county auditor such number of copies of the code as in his judgment will be required to supply the demand, who shall sell such copies at the price fixed under the provision of Section 16 hereof, at not more than five dollars per copy, and pay the proceeds into the county treasury on or before the 15th day of November of each year. Each county auditor shall, upon receipt of the copies transmitted to him, execute receipts therefor in duplicate, one of which he shall immediately transmit to the Secretary of State, and the other to the State Auditor. For sale by county auditors.

Statement of copies sold.	SEC. 19. The said county auditor shall also on or before the 15th day of November of each year, make out in writing under oath a statement of the number of copies sold by him and not before accounted for, and the number remaining on hand, and the amount paid to the county treasurer, and transmit such statement to the Auditor of State, who shall charge the county treasurer with such amount, and the Secretary of State shall certify to the Auditor the number of copies transmitted to each county auditor, and the State Auditor shall charge each county auditor therewith, and subsequently credit him with such as may be sold or otherwise lawfully disposed of.
Copies delivered to successors.	SEC. 20. When the county auditor goes out of office having any such copies remaining, he shall deliver them to his successor, taking his receipt therefor in duplicate, one of which shall be sent to the State Auditor, which shall be his sufficient discharge for the same; and every county officer, justice of the peace, and mayor of city or town, and township clerk, receiving a copy shall give his receipt therefor, and shall pass the copy to his successor or deliver it to the auditor for the use of subsequent officers, and each shall be liable therefor on his official bond.
Compensation of editor.	SEC. 21. The editor of the code shall receive as his compensation the sum of one thousand five hundred dollars to be audited by the Code Supervising Committee and Executive Council and paid as the work progresses. Said sum shall be in full for the entire service to be rendered by the editor under the provisions of this chapter, and for all his work of editing said code and indexing the same.
Number published.	SEC. 22. There shall be published fifteen thousand copies of the code.
Selection of materials; auditing and approving bills.	SEC. 23. The Executive Council with the advice of the editor and Code Supervising Committee shall select and approve the paper and other materials for said code, and shall audit all bills for the same, and shall approve all bills for expenses of printing, binding and distribution.
Selection of editor.	SEC. 24. The Twentyninth General Assembly and each third General Assembly thereafter shall select in a manner as provided in Sec. 2. hereof for the selection of editor some competent and suitable person to compile, annotate and superintend the publication of the statutes of a general or permanent nature enacted after the adoption of the code.
Compilation, distribution and sale.	SEC. 25. Such compilation shall in all respects so far as applicable be numbered, annotated, indexed, printed, bound, published and distributed to the same persons, and sold and accounted for in the same manner as herein provided for the code, and the price thereof shall not be more than one dollar and fifty cents each.
Auditing and allowing bills.	SEC. 26. The Code Supervising Committee shall audit and allow all bills contracted under the provisions of this

act as the work progresses subject to the approval of the Executive Council.

SEC. 27. The code as herein provided to be published and distributed shall be the official edition and the only authoritative publication of the existing laws of the State, and no other publication of the laws of the State shall be used in the courts or referred to in the decisions, by title, chapter or section in the reports of the same; and the Secretary of State and all other persons are hereby prohibited from delivering or permitting to be copied any acts or resolutions or copies thereof passed at this special session of the General Assembly except as herein provided until after the code goes into effect; and the code or any part thereof shall be published only in the manner herein or hereafter provided by the General Assembly; and the rules of the Supreme Court providing for the citations of sections of the laws of this State shall designate the same as contained and numbered in the official code of 1897. No public money shall be paid or expended for any publication of the laws of the State except for those published by authority of the State, and any such purchase or publication herein prohibited shall be a misdemeanor.

SEC. 28. There is hereby appropriated out of any money in the treasury not otherwise appropriated, an amount sufficient to defray all expenses incurred in carrying out the provisions of this act.

SEC. 29. All acts or parts of acts inconsistent with this act are hereby repealed. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved May 4, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 5, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 21.

AN ACT to amend an act entitled "an act to provide for the annotation, indexing, publication, distribution, and sale of the code and statutes hereinafter enacted and the appointment of a supervising committee, the election of an editor and prescribing his duties," approved May 4th, 1897, and to legalize the action of the supervising committee.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That there be added to section 5 of the said act the following words: or said supervising committee may employ Emlin McClain to furnish the annotations for the said code at a price not to exceed the said sum of seven

Committee  
may employ  
E. McClain.

thousand five hundred dollars instead of hiring three or more annotators.

**SEC. 2.** That there be added to section 6 the following words: "But said committee may dispense with the three annotators upon the employment of the said Emlin McClain, and said Emlin McClain shall be paid the price agreed upon, and the auditor of state is hereby authorized and directed to draw and deliver warrants in favor of Emlin McClain for said annotations and for any other expenditures in connection with the work of annotating, indexing and publishing the code upon certificates of the code supervising committee and executive council.

May dispense  
with other  
annotators.

Duty of  
annotator.

Contract with  
McClain  
legalized.

**SEC. 3.** The said code supervising committee having under and by virtue of the authority of joint resolution number 2 entered into a contract with the said McClain for the annotation of the said code, the said contract is hereby legalized, and the said act shall be considered and construed to have the same force and effect as if sections 1 and 2 hereof had been originally incorporated in the act to which this act is amendatory.

Take effect.

**SEC. 4.** This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved July 6, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader July 9, 1897.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 22.

**S. F. 98.** AN ACT to legalize the levy and collection of poor taxes and taxes for ordinary county revenue in counties of the state.

Preamble.

WHEREAS, The boards of supervisors of counties of this state, as classified in section seven hundred and ninety-six of the code as amended by chapter forty-three of the acts of the Twenty-second General Assembly, have from year to year levied taxes for ordinary county revenue; and have also, and in addition to such levies for ordinary county revenue, levied, from year to year, a poor tax under the supposition that the power so to do was vested in them by the provisions of section thirteen hundred and eighty-one of the code as amended by the acts of the Sixteenth General Assembly, chapter one hundred and forty-nine, the acts of the Seventeenth General Assembly, chapter one hundred and sixty-six, and the acts of the Twenty-first General Assembly, chapter ten; and,

WHEREAS, Most of the taxpayers have paid said taxes and it is to the interest of such counties that such taxes and their collection be legalized; and,

WHEREAS, Doubts have arisen as to the power of boards of supervisors of such counties to levy and collect such taxes, because of a claimed conflict in the provisions of such sections seven hundred and ninety-six and one thousand three hundred and eighty-one as amended, and for other reasons; now, therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That such poor tax and such taxes for ordinary county revenue, so levied by the boards of supervisors of such counties for the years in which such levies have been made, are hereby declared legal and valid, and where the same have not been paid the proper officers of such corporations are hereby empowered to collect the same as other taxes are collected; but nothing in this act shall in any manner affect any pending litigation. Additional taxes for support of poor legalized

SEC. 2. This act being deemed of immediate importance shall be in force and take effect from and after its publication in the State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa. Take effect.

Approved April 17, 1887.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader April 18 and 20, respectively, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 23.

AN ACT to legalize acknowledgments of instruments in writing heretofore taken by Notaries Public. S. F. 83.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the acknowledgment of all deeds, mortgages, or other instruments in writing heretofore taken or certified, and which instruments have been recorded in the Recorder's office of any county of this State, including acknowledgments of instruments made by any private or other corporation, or to which such corporation was a party, or under which such corporation was a beneficiary, and which have been acknowledged before or certified by any notary public who was at the time of such acknowledgment or certifying a stockholder or officer in such corporation, be and the same are hereby declared to be legal and valid official acts of such notaries public, and to entitle such instruments to be recorded, anything in the laws of the State of Iowa in regard to acknowledgments to the contrary notwithstanding. Acknowledged by notary interested in guarantee corporations legalized.

SEC. 2. This act shall not affect the rights of parties in any action or suit now pending in any court of this state. Saving clause

**SEC. 3.** This act being deemed of immediate importance shall be in force and take effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved February 26, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader February 27, 1897

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 24.

**S. F. 101.** AN ACT to legalize the act of the board of supervisors and county auditor and the vote of the people of Polk county in relation to levying a tax to raise funds to build an asylum in said county for the care of the insane.

**Preamble.** WHEREAS, The board of supervisors of Polk county, Iowa, submitted a proposition to the electors of said county at the general election of November 3, 1896, touching the erection of a county asylum for the insane, and the levying of a tax to make payment therefor; and

WHEREAS, Doubts have arisen as to the validity of the election resulting in favor of the erection of said asylum and the levying of said tax, because of the failure to give notice of said election and the result thereof, and otherwise, as by law required; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

Action of  
county  
authorities  
legal'zed.

**SECTION 1.** That said election and the result thereof, and all acts of the said board of supervisors and said county auditor in connection therewith, or based thereupon, be, and the same hereby are, legalized and made valid, and shall have the same force and effect in all respects as if no error, irregularity, or omission had occurred in connection therewith.

**SEC. 2.** This act being deemed of immediate importance, the same shall be in full force and effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa, without expense to the state.

Approved May 5, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 7, 1897.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 25.

**H. F. 100.** AN ACT to legalize the action of the Board of Supervisors of Dallas County, Iowa, relating to the levy for county revenue for 1896.

**Preamble.** WHEREAS, The Board of Supervisors of Dallas County, Iowa, levied a tax of six mills for county revenue at their September meeting, 1896; and,

WHEREAS, Doubts have arisen as to the legality of all in excess of four mills of said levy; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the full amount of said levy of six <sup>Levy</sup> mills made by the Board of Supervisors of Dallas County, <sup>legalized.</sup> Iowa, in 1896, be and the same is hereby legalized and is made valid and binding as if it had first been authorized to collect the same with all interest and penalties which may accrue thereon the same as if said board had been authorized and empowered to levy the same in the first instance;

Provided however that nothing in this act shall in any <sup>Saving clause</sup> manner affect any pending litigation.

SEC. 2. This act being deemed of immediate impor- <sup>Take effect.</sup> tance shall take effect and be in force from and after its publication in the Iowa State Register and the Dallas County News, published at Des Moines and Adel, Iowa, respectively, without expense to the state.

Approved May 21, 1897.

I hereby certify that the foregoing act was published in the Dallas County News May 26, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 26.

AN ACT to legalize the action of the clerk of the district court and H. F. 111. the auditor of Tama county, Iowa, in preparing and depositing in boxes the ballots of the grand and petit jurors and talesmen for use in Tama county for the year 1897.

WHEREAS, the clerk of the district court in and for <sup>Preamble.</sup> Tama county, Iowa, and the auditor of said county performed the duties required of them under section 7, chapter 61, of the laws of the 26th General Assembly of the state of Iowa, on the 15th day of January, A. D. 1897, instead of performing said duties on or before the first Monday in the December preceding, as ordered in said section 7, chapter 61, of the laws of the 26th G. A. of the state of Iowa; and

WHEREAS, A doubt exists as to the legality of their said action and the legality of the jurors, both petit and grand, drawn, selected, and summoned for Tama county for the year 1897; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the action of said clerk of said dis- <sup>Drawing of</sup> trict court and said auditor of said county be and the same <sup>jurors</sup> is hereby legalized, and declared to be legal, valid and <sup>legalized.</sup> binding, to the same extent and with the same force and effect as though said law had in all respects been fully and strictly complied with, and said action taken by said

officers of said county on or before the first Monday in December, A. D. 1896, as by law prescribed.

**Take effect.** SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Tama County Democrat, newspapers published in Des Moines, Iowa, and Toledo, Iowa, respectively: such publication not to be at the expense of the state of Iowa.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register May 19 and Tama County Democrat May 27, 1897.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 27.

S. F. 102.

AN ACT to legalize the location of public highways on all section lines in townships numbers ninety-eight and ninety-nine north, range number twenty-five west, also townships numbers ninety-eight and ninety-nine north, range number twenty-six west, Winnebago county, Iowa.

**Preamble.**

WHEREAS, In the month of January, 1879, public highways were located and established on each and every section line in townships ninety-eight and ninety-nine north, range twenty-five west, also on each and every section line in townships ninety eight and ninety-nine north, range twenty-six west, in Winnebago county, Iowa; and,

WHEREAS, All of said highways are necessary for the use and convenience of the general public; and,

WHEREAS, All of said highways have been used as such since said location; and,

WHEREAS, It is generally believed by the public that said highways were legally established; and,

WHEREAS, Doubts have arisen as to the legality of some of the proceedings had in the location of said highways; and,

WHEREAS, The authority of the county auditor of Winnebago county, Iowa, to establish said highways has been questioned; and,

WHEREAS, The legality of said highways are [is] questioned for the reason that the petition praying the location of said highways is not couched in the language of the statute, as in such cases provided, but asks in a general way that public highways be established on all section lines in said townships; and the further reason that the notice of establishment of said highways is not accompanied by any affidavit from the publisher of the newspaper in which same was published, showing that said notice was published in said paper, as are in such cases provided by law;



*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the action of the county auditor of Winnebago county, Iowa, in the month of January, 1879, <sup>Action of county auditor legalized.</sup> establishing highways on all section lines in townships number ninety-eight and ninety-nine north, range twenty-five west, also on all section lines in townships ninety-eight and ninety-nine north, range twenty-six west, Winnebago county, Iowa, be and is hereby legalized, and all of said highways are declared legally established as fully as if all of the proceedings for the location of said highways had been done in strict accordance with law;

Provided that this act shall in no way affect any litigation now pending. <sup>Saving clause</sup>

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the "Iowa State Register," a paper published in Des Moines, Iowa, and the "Winnebago Summit," a newspaper published at Forest City, Iowa, without any expense to the state. <sup>Take effect.</sup>

Approved May 13, 1897.

I hereby certify that the foregoing act was published in the Winnebago Summit May 26th, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 28.

AN ACT to legalize the acts of the city of Keokuk, Iowa, in changing the grade of Orleans street from Fourth street to the top of the piling between Third and Fourth streets in said city and in improving said street and in levying the tax against the abutting property for the costs of said improvements and in issuing certificates therefor. <sup>S. F. 106.</sup>

WHEREAS, During the year 1893, the city council of the city of Keokuk passed a certain resolution purporting to change the grade of Orleans street from Fourth street to the top of the piling between Fourth and Third streets; and, <sup>Preamble.</sup>

WHEREAS, During the said year and thereafter the said city council ordered Orleans streets from 4th to the top of the piling between Fourth and Third streets curbed, guttered, and macadamized and a contract entered into for said work and said improvement thereafter made and the costs thereof levied as the special assessment against the abutting property and certificates of said assessments issued to said contractors in payment of said work; and

WHEREAS, Doubts have arisen as to the legality of said resolution and other said acts of the said city council and the validity of said resolutions and the other said acts of the said city council have been questioned; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

Resolutions  
and subse-  
quent action  
of Keokuk  
council  
legalized.

SECTION 1. That the resolution passed by the city council of the city of Keokuk on July 3rd, 1893, purporting to change the grade of Orleans street from Fourth street to the top of the piling between Fourth and Third streets in said city and all resolution and other acts of the said city council of July 3rd, 1893, and thereafter ordering said portion of said street curbed, guttered, and macadamized and ordering and advertising for the bids therefor, and contracting for the making of said improvements and the issuing and levying of the special tax against the abutting property for the costs of said improvement and issuing certificates of said assessment, be and each and all of said resolutions and acts of the said city council are hereby legalized and the same are hereby declared to be as valid and binding as though the law had been in all respects complied with. And the said resolution changing said grade is hereby made effectual for said purpose and legal and valid and of the same force and effect as if in compliance with law when passed, and said acts ordering said improvements and advertising for bids therefor and contracting therefor and assessing and levying the cost of said improvements as a special tax against the abutting property and the certificates of said improvement issued are each and all hereby made valid and given the same force and effect as if the law had been in all particulars complied with at the time said acts were done. But nothing herein shall affect pending litigation or the right of any owner of abutting property to recover for any damage sustained because of excavation or filling in such street.

Saving clause

Take effect.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa, without expense to the state.

Approved May 13, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 19, 1897.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 29.

S. F. 105.

AN ACT to legalize the acts and resolutions of the city of Keokuk, relative to the curbing, guttering, and paving of 11th street in said city from the north line of Main street to the south line of Blondeau street and the issuance of certificates therefor.

Preamble.

WHEREAS, The city council of Keokuk, Iowa, did, on the 7th day of October, 1895, by resolution, order the curbing, guttering and paving of 11th street from the north curb line of Main street to the south curb line of Blondeau

street and did order notice given to bidders and thereafter a contract entered into under which the said improvement was made and the costs thereof levied as a special assessment against the abutting property and certificates of the assessment issued in payment thereof; and

WHEREAS, The legality of said resolution, acts, assessments and certificates of said city council have been questioned and doubts have arisen as to the validity of said resolution acts, assessments and certificates of said city council; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the resolution of the city council of the city of Keokuk, Iowa, ordering 11th street from the north curb line of Main street to the south curb line of Blondeau street curbed, guttered, and paved with paving brick and the notice to bidders, the contract entered into for said work, the levy and assessment of the costs thereof on the abutting property, and the issuance of certificates in payment thereof, be and the same are, each of them, hereby legalized and declared to be valid and binding the same as though the law had been in all respects complied with. But nothing herein shall affect pending litigation or the right of any owner of abutting property to recover for any damage sustained because of excavation or filling in such streets. Resolution, contract, etc., legalized.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, without expense to the state. Saving clause

Approved May 13, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 19, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 30.

AN ACT to legalize the incorporation of the town of Larrabee, S. F. 100. Cherokee County, Iowa; election of its officers, acts done and ordinances passed by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Larrabee, Cherokee County, Iowa, the election of its officers, and the ordinances passed by the council of said town: therefore, Preamble.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the incorporation of the said town of Larrabee, Cherokee County, Iowa, their election of officers, and all their official acts done, and the ordinances passed by the Council of said town, not in contravention with the Incorporation, etc., legalized.

law of the State, are hereby legalized, and the same hereby declared to be valid and binding, the same as though the law had in all respects been strictly complied with in the incorporation of said town, the election of its officers, and the passing of its ordinances.

**Take effect.** SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Polk County, Iowa, and the Larrabee Review, at Lar[r]abee, Cherokee County, Iowa, without expense to the State.

Approved May 18, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register May 25, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 31.

**H. F. 112.** A BILL for an act to legalize the Incorporation of the Town of Rathbun, Iowa, and all ordinances and acts passed by the Town Council.

*Be it enacted by the General Assembly of the State of Iowa:*

**Town incorporation legalized.** SECTION 1. That the incorporation of the town of Rathbun, Appanoose County, Iowa, be and the same is hereby legalized; that the official acts of the town Council of the said town and all ordinances, resolutions, rules, and official acts adopted by the Council, and the same are hereby declared to be legal and valid in every respect, as fully as if the law had been strictly complied with; nothing in this act shall affect pending litigation.

**Saving clause.** SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Centerville Journal, a newspaper published at Centerville, Iowa, without expense to the State.

**Take effect.** SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Centerville Journal, a newspaper published at Centerville, Iowa, without expense to the State.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register May 19, and Centerville Journal May 20, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 32.

**H. F. 114.** AN ACT to legalize the incorporation of the town of Pocahontas, Pocahontas County, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town, including the official acts of the present officers.

**Preamble.** WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Pocahontas, Pocahontas

County, Iowa, and the election of its officers and acts done and ordinances passed by the council of the said town, including the acts of the present officers; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the incorporation of the town of Pocahontas, Pocahontas County, Iowa, the election of its officers, and all official acts, and all ordinances passed by the council of said town, including the acts of the present officials of said town, not in contravention with the laws of the state are hereby legalized and the same are hereby declared valid and binding, the same as though the law had in all respects been strictly complied with. Incorporation, etc., legalized.

Provided, however, that nothing in this act shall in any manner affect any pending litigation. Saving clause

SEC. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, published at Des Moines, Iowa, and in the Pocahontas Record, published at Pocahontas County, Iowa, without expense to the state. Take effect.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register May 21, 1897.

G. L. DODSON,  
Secretary of State.

### CHAPTER 33.

AN ACT to legalize the corporation of the town of Arnolds Park, s. F. 103. Dickinson County, Iowa, and the notices for the election of the officers thereof and the election of the officers of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Arnolds Park, Dickinson County, Iowa, and the notices for the election of its officers and the election of its officers; therefore, Preamble.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the corporation of the town of Arnolds Park, Dickinson County, Iowa, and the notices of election of the officers thereof and the election of the officers of said town and all acts done by the commissioners in the incorporation and election of the officers of said town are hereby legalized and the same are hereby declared valid and binding the same as though the law had in all respects been strictly complied with: Corporation, etc., legalized

Provided, however, that this act shall in no manner affect pending litigation. Saving clause

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its Take effect.

publication, without expense to the state, in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 19, 1897.

G. L. DOBSON,  
Secretary of State.

#### CHAPTER 34.

H. F. 113. AN ACT to legalize the ordinances and acts of council of the incorporated town of Renwick, Humboldt county, Iowa.

Preamble. WHEREAS, Certain ordinances of the incorporated town of Renwick, Humboldt county, Iowa, were passed by the council of said town without being read on three separate days and the rule requiring said reading was not dispensed with by a vote of three-fourths of the members of said council, therefore;

*Be it enacted by the General Assembly of the State of Iowa:*

Ordinances legalized. SECTION 1. All ordinances of the incorporated town of Renwick, Humboldt county, Iowa, passed on one reading without a suspension of the rules by a vote of three fourths of the council of said town and all other acts of said council not in contravention with the laws of Iowa are hereby made as valid and legal as though the law had been fully complied with in the passage of said ordinances; provided, that this act shall not affect any pending litigation.

Saving clause SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and Renwick Times, newspapers published at Des Moines, Iowa. and at Renwick, Iowa, respectively, without expense to the state.

Take effect.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register May 19, and Renwick Times May 21, 1897.

G. L. DOBSON,  
Secretary of State.

#### CHAPTER 35.

S. F. 108. AN ACT to legalize certain ordinances of the incorporated town of Waucoma, Fayette county, Iowa

Preamble. WHEREAS, Doubts have arisen as to the legality of certain ordinances of the incorporated town of Waucoma, Fayette county, Iowa, numbered from one to twenty nine inclusive, for the reasons that it does not appear from the said ordinances and records thereof that the subjects of such ordinances were clearly expressed in the titles, and for other reasons; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That ordinances numbered from one (1) to twenty-nine (29) inclusive, heretofore passed and adopted by the trustees of the incorporated town of Waucoma, Fayette county, Iowa, are hereby legalized and made of the same force and effect as though all requirements of the law in regard to the titles thereof and the passage, recording, and publication of the same had been fully complied with. Ordinances 1 to 29 legalized.

SEC. 2. This act being deemed of immediate importance shall take effect; and be in force from its passage and publication in the Daily Iowa Capital, a newspaper published at Des Moines, Iowa, and the Waucoma Sentinel, a weekly newspaper published at Waucoma, Iowa, without expense to the state. Take effect.

Approved May 18, 1897.

I hereby certify that the foregoing act was published in the Daily Iowa Capital May 19th, and Waucoma Sentinel May 20 1897.

G. L. DOBSON,  
Secretary of State.

#### CHAPTER 36.

AN ACT to legalize a certain ordinance of the town council of the H. F. 101. town of Ossian, Winneshiek County, Iowa.

WHEREAS, The town council of Ossian, Winneshiek county, Iowa, passed and adopted ordinance No. fifty-one, April 13, 1896, establishing fire limits, prohibiting erection of wooden buildings, under certain restrictions, in blocks No. 8 and 16, in Brooks second addition to Ossian, Iowa. Said ordinance was duly published as provided by law and recorded in the ordinance book, but was not signed by the mayor in said ordinance book. Preamble.

WHEREAS, Doubts have arisen as to the legality of said ordinance; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That ordinance No. fifty-one of the incorporated town of Ossian, Winneshiek county, Iowa, passed and adopted April 13, 1896, be and the same is hereby legalized, made valid and binding, the same as though the law had in all respects been complied with. This act not to effect any pending litigation. Ordinance 51 legalized. Saving clause

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Des Moines Leader, a newspaper published in the city of Des Moines, Iowa, and the Ossian Bee, a newspaper published at Ossian, Iowa, both publications to be without expense to the state. Take effect.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Des Moines Leader May 22, and Ossian Bee May 27, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 37.

S. F. 104. AN ACT to legalize certain elections held in the incorporated town of Volga City, county of Clayton, and state of Iowa.

Preamble. WHEREAS, Doubts have arisen as to the legality of certain elections for town officers in the incorporated town of Volga City, county of Clayton, state of Iowa, in March, 1896, because of failure to file certificates of nomination within the time designated by law; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

Election legalized. SECTION 1. That the election held in March 2nd, 1896, in the incorporated town of Volga City, county of Clayton, and state of Iowa, for the election of town officers, is hereby legalized and the same is hereby declared valid and binding the same as though the election law had been fully complied with.

Saving clause SEC. 2. Nothing contained herein shall in any way affect pending litigation in relation to the subject matters hereof.

Take effect. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Leader and the Elkader Register, newspapers published respectively at Des Moines and Elkader, Iowa, without expense to the state.

Approved May 13, 1897.

I hereby certify that the foregoing act was published in the Des Moines Leader May 19th, and Elkader Register.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 38.

S. F. 111. AN ACT to legalize the election held at Sumner, Iowa, on October 12, 1894, for the issuance of bonds for water-works.

Preamble. WHEREAS, At an election held in Sumner, Iowa, Oct. 12th, 1894, a proposition to bond the city of Sumner for sixty-three hundred dollars for the purpose of erecting and establishing a water-works plant, was submitted to the voters; and

WHEREAS, At said election the women of said city, as qualified by chapt. thirty-nine of the acts of the Twenty-fifth General Assembly, were allowed to cast ballots on the proposition to bond the city; and

WHEREAS, the ballots of said women were deposited with the ballots of the male voters, whose ballots expressed a choice for issuing bonds;

WHEREAS By reason of women voting doubts have arisen as to the legality of said election and the right of the council to issue said bonds and use the proceeds as suggested in the proposition voted on; therefore



*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the election held in Sumner, Ia., on Oct. 12th, 1894, be and it is hereby legalized; that the acts of the city officers be and they are declared as valid and as binding as though no irregularity had occurred in said election. Election legalized.

That the vote on proposition to bond be and it is declared as legal as though done in strict conformity to law; and that all ordinances passed by the city council in regard to the erection of a water-works plant and establishing of a water system be and they are declared to be of full force and effect.

Provided, that nothing in this act shall in any manner affect pending litigation. Saving clause

SEC. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa, without expense to the state. Take effect.

Approved May 13, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 19, 1897.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 39.

AN ACT to legalize the action of the Electors of the Incorporated Town of Audubon, Iowa, in voting to sell its Electric Light Plant; and the action of the Common Council of said town in selling said property. H. F. 103.

WHEREAS, at the regular election held on March 2d, 1896, the electors of the Incorporated Town of Audubon, Iowa, voted to dispose of its Electric Light Plant, by sale of the same. Preamble.

AND WHEREAS, on April 7th, 1896, the common council of said town of Audubon, pursuant to said vote, by resolution, voted to sell said Electric Light Plant to Nancy L. Freeman;

AND WHEREAS, on February 4th, 1897, pursuant to said action of the electors and common council of said town of Audubon, the said common council of said town did by resolution sell, grant, convey, and transfer said Electric Light Plant to Nancy L. Freeman;

AND WHEREAS, doubts have arisen as to the power of the electors and common council of said town to sell and convey said property, and of the legality of said sale and conveyance, by reason thereof, therefore;

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the action of the electors of the Incorporated town of Audubon, Iowa, on March 2, 1896, in voting to dispose of its Electric Light Plant; and the action Disposal of electric light plant legalized.

of the Common Council of said town, pursuant to said vote, in agreeing to sell, and in selling said property to Nancy L. Freeman, on April 7th, 1896, and February 4th 1897, respectively, and all actions of said common council, and the officers of said town, in selling, and conveying said property to said Nancy L. Freeman, are hereby declared legal and binding; and shall have the same force and effect, as though the electors, common council and officers of said town had possessed full power and authority to perform any and all of said acts.

SEC. 2. This act being deemed of immediate importance, shall take effect, and be in force from and after its publication in the Iowa State Register, and Audubon Republican, newspapers published at Des Moines and Audubon, Iowa, respectively; without expense to the state.

Approved May 21, 1897.

I hereby certify that the foregoing act was published in the Audubon Republican May 27, 1897.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 40.

H. F. 99. AN ACT to legalize the acts of and to establish the Independent School District of Washington Mills.

Preamble. WHEREAS, The board of directors of the district township of Washington, Dubuque county, Iowa, at a meeting held on or about June 16th, 1894, granted the petition of eleven (11) legal voters of the village of Washington Mills, asking for the formation of the Independent District of Washington Mills, comprised of the following described territory, to wit: The west  $\frac{1}{2}$  of Sec. 30, and west  $\frac{1}{2}$  of Sec. 31 in Washington township, and east  $\frac{1}{2}$  of SE.  $\frac{1}{4}$  of Sect. 25 and east  $\frac{1}{2}$  of SE.  $\frac{1}{4}$  of Sect. 35, and south  $\frac{1}{2}$  of Sect. 36, and east  $\frac{1}{2}$  of NE  $\frac{1}{4}$  of Sect. 36, including village of Washington Mills, in Prairie Creek township, Dubuque county, Iowa.

Also 305.32 acres most northerly, comprising nearly the north  $\frac{1}{2}$  of Sect. 6, and west  $\frac{1}{2}$  of NW.  $\frac{1}{4}$  of Sect. 5 in Otter Creek township; and north  $\frac{1}{2}$  of Sect. 1, in Butler township, Jackson county, Iowa; and in accordance with said petition, ordered an election at Washington Mills, at 1 P. M., June 30th, 1894, setting out the object of the election, and the territory to be included in said contemplated independent district of Washington Mills; giving full, due and legal notice, by posting notices in five (5) public places in said contemplated independent district, signed by the secretary of the board of directors of the District Township of Washington. At which election a great majority voted in favor of the organization of the said independent district;

Whereupon, the board of directors of the District Township of Washington, instead of giving a similar notice, as above set out, for the election of directors, proceeded, themselves to elect a board of directors for said independent district; and whereas, doubts have arisen as to the legality of the organization of the independent school district of Washington Mills, for reasons that the board of directors were irregularly elected, and that the consent of the board of directors of Prairie Creek township, Dubuque county, was not obtained to the formation of the independent district of Washington Mills; and, whereas, a suitable school house was erected at Washington Mills, by the board of directors of the said independent district, and a debt thereby contracted, for the payment of which bonds, authorized by the electors of said independent district of Washington Mills, were issued in accordance with law, by said board of directors, and sold by them; and,

WHEREAS, The board of directors of the independent district of Washington Mills, acting under section 1804 of the Code, levied certain taxes, which were collected and paid into the county treasury of Dubuque county, where said taxes still remain, because of the irregularities hereinbefore set out; and which said taxes have not been claimed by any other school district which might be legally entitled thereto nor reclaimed by the taxpayers; and,

WHEREAS, It appears that the interests of the inhabitants of the independent district of Washington Mills will be best subserved by the legalization of said independent district, and of the election of its board of directors and of their official acts; to the end that a school may be maintained in said district for the education of children resident therein, many of whom are now deprived of educational advantages because of the remoteness of other schools; therefore

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the organization of the independent school district of Washington Mills, comprised of the territory above described, the election of directors and the official acts of said directors, be and the same are hereby legalized and made valid, the same as though said district had been organized in strict conformity with all the requirements of law. Organization legalized.

SEC. 2. Nothing in this act shall affect in any manner pending litigation relating to the subject matter hereof. Saving clause

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Cascade Pioneer, a Take effect.

newspaper published at Cascade, in Dubuque county, Iowa, which publication shall be without expense to the state.  
Approved May 10, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register May 11, and Cascade Pioneer May 21, 1897.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 41.

H. F. 104. AN ACT legalizing the acts of C. A. O'Harrow, a justice of the peace in and for Owen Township, Cerro Gordo County, Iowa.

Preamble. WHEREAS, C. A. O'Harrow in the township of Owen, county of Cerro Gordo, State of Iowa, was on the 7th day of November, 1893, duly elected a justice of the peace in and for said township and county, and thereafter duly took the oath of office, but failed to execute and file a proper bond as such justice of the peace; and,

WHEREAS, The said C. A. O'Harrow has performed certain acts as such justice of the peace, between the date of said election and the 25th day of January, 1897; now, therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That all acts of said C. A. O'Harrow as  
Acts legalized said justice of the peace done and performed between the 7th day of November, 1893, and the 25th day of January, 1897, be and the same are hereby legalized and made valid, to the same extent as though said bond had been duly executed, filed, and approved, and said C. A. O'Harrow had duly qualified as such justice of the peace.

SEC. 2. This act is deemed of immediate importance  
Take effect. and shall take effect from and after its publication in the Iowa State Register and the Cerro Gordo Republican, newspapers published in Des Moines and Mason City respectively. Said publication to be without expense to the state.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Cerro Gordo Republican May 20, 1897.

G. L. DOBSON,  
*Secretary of State.*

JOINT RESOLUTION No. 2.

Authorizing the Code Supervising Committee to employ Emlin McClain to annotate the code.

WHEREAS, Emlin McClain has submitted to the Code Supervising Committee the following proposition, namely:

*To the Honorable Committee to Supervise the Publication of the Code:* In response to a suggestion of members of your committee I agree to enter into a contract with the state of Iowa, if such contract be authorized by the present legislature, that for the sum of seven thousand five hundred dollars, the sum which the Honorable Supervising Committee are authorized to expend for annotating the proposed code of Iowa, which sum shall be paid in installments on certificate of the Honorable Supervising Committee, as may be agreed upon that I will furnish for said proposed code the annotations required by the act providing for its publication and in the manner and within the time required by said act;

That I will prepare to be placed at the end of each section the references to sections of previous codes and statutes and statutes as required by said acts;

That I will read the proof of said annotations and references;

That I will not prepare for publication by any other party, nor myself publish in competition with the said State code any annotated code of Iowa, or annotations used in or in connection with such proposed State code;

That I will enter into any other or further stipulations which may be necessary and proper for carrying out the general purpose of this proposition to furnish the annotations contemplated for said code and not in any way to interfere with the sale thereof.

Very respectfully,

EMLIN MCCLAIN.

Des Moines, Iowa, May 8, 1897.

WHEREAS, The act authorizing the annotation and publication of the code contemplates the employment by the state of not less than three annotators at \$10 per diem and does not authorize the said committee to accept the proposition above set forth and to enter into the contract contemplated thereby, and,

WHEREAS, It is deemed to be for the best interests for the State to procure said Emlin McClain to annotate said code, therefore,

*Be it resolved, by the 26th General Assembly of the State of Iowa:*

That the Code Supervising Committee is hereby authorized to accept the proposition hereinbefore set forth and to enter into a contract with said Emlin McClain to annotate said code upon such terms

and conditions as shall be deemed expedient by the committee and shall insure the state of Iowa the faithful performance of said work at total cost not exceeding seven thousand five hundred dollars, and shall secure to the state the sole and absolute ownership of said code of Iowa and the annotations thereof, and its future publication. The committee may require a bond for the faithful performance of such contract.

### JOINT RESOLUTION No. 3.

Providing for the appointment of a joint committee to investigate the reports of trustees, regents, commissioners, or other officers of state institutions, and the books and records of such institutions, for the payment of expenses of such investigation, and defining the powers of the committee.

*Be it resolved by the General Assembly of the State of Iowa:*

That a joint committee consisting of one member of the Senate and two members of the House be appointed by the President of the Senate and Speaker of the House, to investigate thoroughly the reports of the trustees, regents, commissioners, and all other officers of state institutions, and the books and records of such institutions and offices and the conduct and management of their affairs, for the purpose of ascertaining:

First:—Whether the persons holding the positions named have faithfully accounted for all moneys of the state which have been drawn from the State Treasury or have come into their hands otherwise, have been drawn from the State Treasury in accordance with law, and so expended.

Second:—Whether such persons have drawn money for services per diem, mileage, or expenses, or otherwise not authorized by law, or have authorized expenditures without authority of law.

Third:—To investigate the manner in which all contracts including those for the purchase of supplies have been let and to ascertain whether or not the matters in charge of such officials are conducted in an economical and business-like manner.

Fourth:—To ascertain whether the products of the institutions which are owned by the state are purchased, used, or consumed by the other state institutions, and if not the reason for such discrimination against such products.

Fifth:—To report the result of such investigation to the Twenty-sixth or Twenty-seventh General Assembly, with the testimony so taken when such investigations shall have been completed, and recommend if any change should be adopted in the government and management of such institutions, or offices; and whether the number of officers in charge thereof may not safely be reduced; also to ascertain whether the number of employees, of any and all kinds employed in the various state institutions, is greater than is necessary for the proper conduct of its affairs, and whether the salaries paid to such employees is greater or less than is paid for like services in private institutions of a similar character.

Sixth:—No Senator or member of the House shall be eligible to appointment as a member of said committee who resides, in case of

a Senator, in a Senatorial district, or in case of a representative in the representative district, in which any State institution or office which is the subject of this investigation is located.

Seventh:—That such committee shall have power to employ a stenographic clerk at a salary not exceeding \$2.00 per day and actual traveling expenses, and if deemed necessary to employ an expert accountant at a salary not exceeding \$5.00 per day and actual traveling expenses, which per diem and expenses shall be paid, out of any moneys in the treasury not otherwise appropriated, on vouchers signed by the chairman of the committee and filed with the Auditor of State.

Eighth:—The committee shall have the power to visit such institutions and offices, subpoena and examine witnesses and enforce their attendance, require the production of books and records, papers and memoranda, and it shall have the power to punish as a contempt by fine or imprisonment, or either of them, the offense of refusal to attend or be sworn or examined before the committee when duly summoned, or for a refusal to produce books, papers, records, or memoranda when ordered to do so by the committee. Subpoenas or orders shall be signed by the chairman of the committee and served by any peace officer, who shall be entitled to the same fees for serving same as for serving similar papers in the district court.

Ninth:—That such committee may hold its sessions either during the time of the present session of the Legislature or after the adjournment thereof.

Tenth:—The members of such committee shall receive, while engaged in the performance of their duties, mileage in the sum of five cents per mile each way, and the other actual and necessary expenses incurred, to be paid out of any moneys in the treasury not otherwise appropriated, on vouchers filed with the Auditor of State.

Eleventh:—That the period covered by this investigation shall be from July 1, 1893, to January 1, 1897.

#### JOINT RESOLUTION No. 4.

Relating to the use of a committee room by the board of educational examiners.

WHEREAS, It has been the custom of the board of educational examiners to use from time to time one of the committee rooms for the examination of applicants for state certificates; and,

WHEREAS, The board has no suitable place at its disposal for that purpose; therefore,

*Resolved by the General Assembly of the State of Iowa:*

That the custodian be authorized to provide the board of educational examiners with a suitable room in the capitol, for the purpose of such examination, at each meeting of the board.

#### JOINT RESOLUTION No. 5.

Relating to the taking of a recess by the General Assembly and the discharging of its employees.

WHEREAS, The constitution provides, *that acts passed at an extra*

session of the General Assembly shall take effect ninety days after the adjournment thereof; and,

WHEREAS, It is not practicable to index, annotate, and publish the code within such time; therefore be it

*Resolved by the General Assembly of the State of Iowa:*

That the General Assembly take a recess until the first day of July, A. D., 1897, at two o'clock P. M. and that final adjournment be had as soon thereafter as may be.

*Resolved*, That all employes of the General Assembly except the secretary and sargeant-at-arms of the Senate, and the chief clerk and sargeant-at-arms of the House be and are hereby discharged.

*Resolved*, That the secretary, the chief clerk, and sargeant-at-arms shall not receive any compensation during such recess.

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#### JOINT RESOLUTION No. 6.

Relating to the use of Committee Room by the Supreme Court.

WHEREAS, It has been the custom of the Supreme Court at each term to use one of the committee rooms for the examination of the applicants for admission to the bar; and,

WHEREAS, The Supreme Court has no suitable place at its disposal for that purpose; therefore,

*Resolved by the General Assembly of the State of Iowa:*

That the custodian be authorized to provide the Supreme Court with a suitable room in the Capitol for the purpose of such examination at each term of the Supreme Court.

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#### JOINT RESOLUTION No. 7.

Relating to use of Committee Rooms by the Code Supervising Committee, and allowing stationery, stamps and supplies for its use.

*Be it resolved by the General Assembly of the State of Iowa:*

That the Code Supervising Committee be allowed the use of necessary rooms in the Capitol for its meetings and work and for the use of the editor, annotaters and clerks.

That the committee be allowed to draw necessary stationery, stamps and supplies from the supply department upon written requisition, and shall render with its report an itemized statement of the cost thereof.

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#### JOINT RESOLUTION NO. 9.

JOINT RESOLUTION:

Fixing the number of employes at the seat of government and their compensation.

*Be it resolved by the General Assembly of the State of Iowa:*

Until otherwise ordered by the General Assmblly, the number of employes for the various offices at the seat of government, when not



otherwise provided for by law, shall at no time exceed the number named herein, and their compensation shall not exceed the amount herein fixed.

FOR THE ADJUTANT-GENERAL'S OFFICE.

	PER ANNUM.
One clerk at a salary of .....	\$1,200
One stenographer at a salary of .....	600
One ordnance sergeant, who shall also act as a janitor, at a salary of .....	720

FOR THE ATTORNEY-GENERAL'S OFFICE.

One legal assistant at a salary of, until Code takes effect .....	\$ 1,200
One stenographer at a salary of .....	900
And he may employ extra help at an expense of not exceeding .....	400

FOR THE OFFICE OF AUDITOR OF STATE.

One chief clerk and examiner of the insurance department at a salary of ...	\$ 1,500
One clerk in insurance department at a salary of .....	1,200
One chief clerk in revenue department at a salary of .....	1,500
One clerk of building and loan department at a salary of .....	1,200
One clerk for general work at a salary of .....	900
One stenographer at a salary of .....	900
One janitor, who shall also act as a messenger, at a salary of .....	720
And he may employ extra help at an expense not exceeding .....	500

FOR THE OFFICE OF CLERK OF THE SUPREME COURT.

One clerk at a salary of .....	\$1,200
One janitor, who shall also act as messenger, and who shall also act as janitor for the supreme court room, at a salary of .....	720
And he may employ extra help at an expense not exceeding .....	300

FOR THE OFFICE OF DAIRY COMMISSIONER.

One clerk at a salary of .....	900
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FOR THE OFFICE OF GOVERNOR.

One pardon clerk at a salary of .....	1,500
One chief clerk at a salary of .....	1,200
One clerk at a salary of .....	1,000
One stenographer at a salary of .....	900
One stenographer at a salary of .....	600
One janitor, who shall also act as usher, at a salary of .....	900

FOR THE STATE LIBRARIAN'S OFFICE.

One janitor, who shall also act as messenger, at a salary of .....	720
The state mine inspectors's office shall be allowed to expend for necessary help not to exceed .....	400

FOR THE RAILROAD COMMISSIONERS' OFFICE.

One clerk at a salary of .....	1,000
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FOR THE OFFICE OF SECRETARY OF STATE.

One chief clerk at a salary of .....	1,100
One stenographer at a salary of .....	900
One corporation clerk at a salary of .....	900
One assistant corporation clerk at a salary of .....	720
One janitor, who shall also act as messenger at a salary of .....	720
One clerk, who shall have charge of the document room and act as janitor for executive council rooms at a salary of .....	900

## FOR THE OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION.

	PER ANNUM.
One stenographer, who shall also act as clerk, at a salary of.....	\$ 900
One janitor, who shall also act as assistant, at a salary of.....	720
He may also expend for necessary extra clerical assistance not to exceed...	500

## FOR THE SUPREME COURT ROOMS.

One bailiff, who shall also act as janitor for the consultation and judges' rooms and as messenger, at a salary of.....	900
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## FOR THE OFFICE OF TREASURER OF STATE.

One stenographer, who shall also act as assistant at a salary.....	\$1,000
One night guard, who shall also act as janitor at a salary of.....	900
He may also employ extra help at an expense not exceeding.....	500

## FOR THE HISTORICAL DEPARTMENT.

One clerk, at a salary of.....	\$ 780
One stenographer at a salary of.....	600
One janitor, who shall also act as assistant at a salary of.....	600

## FOR THE EXECUTIVE COUNCIL.

One secretary, at a salary of.....	\$1,500
One clerk, at a salary of.....	1,000
One mail carrier with team and wagon, who shall perform the duties assigned by the executive council at a salary of.....	1,100

## FOR THE DEPARTMENT OF GEOLOGICAL SURVEY.

One stenographer at a salary of.....	\$ 600
For the offices of attorney-general railroad commissioners, and state agricultural society, there shall be one janitor, to be selected by them, who shall receive a salary of.....	720
For the offices of dairy commissioner, pharmacy commissioner, board of health, and mine inspectors one janitor to be appointed by the custodian at a salary of.....	720
For the offices of G. A. R. department, geological survey, horticultural department, and labor commissioner one janitor to be appointed by the custodian at a salary of.....	720

The custodian shall provide the necessary janitor service for all parts of the capitol building not otherwise provided for; and may employ janitors and other assistants, as follows:

	PER ANNUM.
One engineer at a salary of.....	\$1,100
One carpenter at a salary of.....	1,000
One chief of police at a salary of.....	900
Two night watchmen, at a salary of.....	900
Eight janitors at a salary of.....	600
One janitress for ladies toilet rooms, when needed, at a salary at the rate of.....	600
Two laborers for capitol grounds and walks at a salary of.....	600
The necessary firemen for boiler rooms at a salary of.....	720
One elevator tender at a salary of.....	600
He shall also be allowed to expend for extra labor not to exceed.....	500

The custodian shall dispose of all plants and flowers by ornamenting the capitol grounds with such as can be used, and shall dispose of the remainder with the greenhouse for the benefit of the state, and the maintenance of a greenhouse is hereby ordered to be discontinued.

All salaries provided for herein shall be paid in equal monthly installments.

When appropriations are made for the various offices and departments such salaries shall be paid therefrom.

But this resolution shall not operate to discharge any permanent employe until July first, eighteen hundred and ninety-seven, and until that time they shall be paid as heretofore.

This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers printed and published at Des Moines, Iowa.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader July 1, 1897.

G. L. DOBSON,  
Secretary of State.



# LAWS OF 1897.

WITH DATE OF APPROVAL OF EACH ACT.

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Chap.	TITLE.	ENGROSSED BILL.	Page.
1	An act to amend sections 289 and 290 of the Code of 1873 as amended by chapter 76 of the acts of the Twenty-sixth General Assembly of the state of Iowa, relating to the bonding of county indebtedness. Approved March 17, 1897 -----	S. F. 86	11
2	An act to amend section 42 of chapter 10 of title 4 of the acts of the special session of the Twenty-sixth General Assembly, the same being "A bill for an act to revise, amend and codify the statutes in relation to county and township government." Approved July 6, 1897 -----	S. F. 116	12
3	An act to amend section 5 of chapter 7 of the acts of the Twenty-sixth General Assembly. Approved July 6, 1897 -----	S. F. 115	12
4	An act to amend sub-section 1 of section 9 of chapter 2 of title 5 of the code of laws passed at the extra session of the Twenty-sixth General Assembly, being "An act to revise, amend and codify the statutes in relation to city and town government." Approved July 6, 1897 -----	S. F. 114	12
5	An act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17, laws of the Twenty-second General Assembly, chapter 15, laws of the Twenty-fourth General Assembly, chapter 3, laws of the Twenty-fifth General Assembly, and chapter 3, laws of the Twenty-sixth General Assembly, regular session, relating to indebtedness of cities and towns. Approved April 22, 1897 -----	S. F. 93	13
6	An act to authorize cities of the second class to issue bonds for extending the time of payment of its indebtedness. Approved April 22, 1897 -----	S. F. 92	13
7	An act to exonerate from penalties under the prohibition law in cities acting under special charters and to make valid acts of city councils and boards of supervisors. Approved February 27, 1897 -----	S. F. 82	14
8	An act to amend subdivision 2 of section 796 of the code as amended and re-enacted by chapter 43 of the acts of the Twenty-second General Assembly; and to amend section 1381 of the code as amended by chapter 149 of the acts of the Sixteenth General Assembly, chapter 166 of the acts of the Seventeenth General Assembly and chapter 10 of the acts of the Twenty-first General Assembly relating to the poor. Approved May 4, 1897 -----	S. F. 99	15

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9	An act to amend section 70 of chapter 6, title 12 of the code of laws passed at the extra session of the Twenty-sixth General Assembly, entitled "Of intoxicating liquors," being an act to revise, amend and codify the laws in relation to intoxicating liquors. Approved July 6, 1897.....	H. F. 117	16
10	An act to amend section 3756 of the Code of 1873 as amended by chapter 118 and chapter 125, acts of the Twenty-first General Assembly relative to collection of fees by the secretary of state. Approved March 17, 1897.....	S. F. 84	16
11	An act to abolish the Iowa Soldiers' and Sailors' Monument commission and to transfer their duties to the executive council. Approved May 10, 1897.....	H. F. 115	16
12	An act authorizing the executive council to purchase or condemn a site on which to erect a memorial, historical and art building, to procure plans and specifications therefor, and take other preliminary steps toward its construction, and making an appropriation therefor, and to repeal chapter 15, laws of the Twenty-sixth General Assembly, regular session. Approved March 30, 1897....	S. F. 89	17
13	An act to make appropriations for the payment of the compensation of members of the Twenty-sixth General Assembly at extra session, of state expenses, and other bills. Approved May 8, 1897 .....	S. F. 112	18
14	An act to amend sections 17, 18 and 24 of chapter 62 of the acts of the Twenty-fifth General Assembly, and to make the same applicable to cities organized and operating under special charters. Approved February 17, 1897 ...	H. F. 89	20
15	An act to make an appropriation to pay for indexing and supervising the printing of the house and senate journals. Approved July 6, 1897.....	H. F. 118	20
16	An act to provide for the payment of the four paper folders and file clerk of the Twenty-sixth General Assembly for three days' labor performed after the adjournment of the regular session of the Twenty-sixth General Assembly. Approved May 1, 1897.....	H. F. 88	21
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23	An act to legalize acknowledgments of instruments in writing heretofore taken by notaries public. Approved February 26, 1897.....	S. F. 83	31
24	An act to legalize the acts of the board of supervisors and county auditor and the vote of the people of Polk county in relation to levying a tax to raise funds to build an asylum in said county for the care of the insane. Approved May 5, 1897.....	S. F. 101	32
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27	An act to legalize the location of public highways on all section lines in townships numbers ninety-eight and ninety-nine north, range number twenty-five west, also townships ninety-eight and ninety-nine north, range number twenty-six west, Winnebago county, Iowa. Approved May 13, 1897.....	S. F. 102	34
28	An act to legalize the acts of the city of Keokuk, Iowa, in changing the grade of Orleans street from Fourth street to the top of the piling between Third and Fourth streets in said city, and in improving said street and in levying the tax against the abutting property for the costs of said improvements and in issuing certificates therefor. Approved May 13, 1897.....	S. F. 106	35
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CERTIFICATE.

STATE OF IOWA, }  
OFFICE OF SECRETARY OF STATE. }

I, G. L. Dobson, Secretary of State of the State of Iowa, hereby certify that the acts and resolutions herein contained are copied from the original rolls on file in this office, and that the same are true and correct copies thereof of the acts and resolutions of the extra session of the Twenty-sixth General Assembly.

In testimony whereof, I have hereunto set my hand and affixed the seal of my office at Des Moines, this 15th day of October, 1897.

G. L. DOBSON,  
*Secretary of State.*

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